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## Reporting Category

Category	Subcategory	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
05C EXCESSIVE FORCE / OFF DUTY - INJURY	CLOSED HAND STRIKE (PUNCH)	-	-	-	-	-	-

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Log No: 1002011 Type:CR

## Accused Members

Review	Name	Status	Accused Overall Finding	Recommended Penalty	No. of Days	Date/Time Served	Created Date	Complimentary History
<a href="#">View</a>	PLANEY, JEFFERY	CLOSED/FINAL	SUSTAINED	SUSPENSION	45	01-AUG-2012 to 25-AUG-2012 COMPENSATORY TIME - 4 day(s) , EXCUSED WITHOUT PAY - 25 day(s) , VACATION DAYS - 16 day(s)	09-JUN-2007	<a href="#">View</a>
<a href="#">View</a>	POWERS, PAUL	CLOSED/FINAL	SUSTAINED	SUSPENSION	30	16-DEC-2013 to 27-DEC-2013 COMPENSATORY TIME - 2 day(s) , VACATION DAYS - 12 day(s) , EXCUSED WITHOUT PAY - 12 day(s) , PERSONAL DAYS - 4 day(s)	09-JUN-2007	<a href="#">View</a>
<a href="#">View</a>	BARNES, GREGORY	CLOSED/FINAL	SUSTAINED	SUSPENSION	25	03-APR-2013 to 27-APR-2013 EXCUSED WITHOUT PAY - 25 day(s)	09-JUN-2007	<a href="#">View</a>
-	PADILLA JR, MATIAS	CLOSE HOLD	SUSTAINED -	-	-	-	09-JUN-2007	<a href="#">View</a>
<a href="#">View</a>	MATTHEWS, VINCENT	CLOSED/FINAL	SUSTAINED	SUSPENSION	3	COMPENSATORY TIME - 3 day(s)	09-JUN-2007	<a href="#">View</a>
<a href="#">View</a>	KEREAKES, DEMETRIOS	CLOSED/FINAL	SUSTAINED	SUSPENSION	5	COMPENSATORY TIME - 5 day(s)	09-JUN-2007	<a href="#">View</a>
<a href="#">View</a>	WOOSLEY, ERIKA	CLOSED/FINAL	SUSTAINED	SUSPENSION	3	04-MAR-2014 to 06-MAR-2014 EXCUSED WITHOUT PAY - 3 day(s)	09-JUN-2007	<a href="#">View</a>

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## Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?
<a href="#">View</a>	1	FACE SHEET	N/A	-	-	CHIBE, JOHN	DEC-15-2006 05:58	-	-	-
<a href="#">View</a>	2	CONFLICT CERTIFICATION	N/A	-	-	DEAN, BRUCE	DEC-20-2006 10:44	-	-	-
<a href="#">View</a>	3	CONFLICT CERTIFICATION	N/A	-	-	HAYES, SHANNON	DEC-21-2006 09:56	-	-	-
<a href="#">View</a>	4	INITIATION REPORT	N/A	2	-	HAYES, SHANNON	MAR-29-2009 17:16	APPROVED	-	YES
<a href="#">View</a>	5	GENERAL OFFENSE CASE REPORT	N/A	2	-	HAYES, SHANNON	MAR-29-2009 17:19	APPROVED	-	YES
<a href="#">View</a>	6	CANVASS SHEETS	N/A	3	-	HAYES, SHANNON	MAR-29-2009 17:19	APPROVED	-	YES
<a href="#">View</a>	7	ATTEMPT TO CONTACT	N/A	1	PV to [REDACTED]	HAYES, SHANNON	MAR-29-2009 17:20	APPROVED	-	YES
<a href="#">View</a>	8	ATTEMPT TO CONTACT	N/A	1	Attempts to conduct interviews with victims	HAYES, SHANNON	MAR-29-2009 17:21	APPROVED	-	YES
<a href="#">View</a>	9	ADDITIONAL INFORMATION	N/A	1	Status of video	HAYES, SHANNON	MAR-29-2009 17:22	APPROVED	-	YES
<a href="#">View</a>	10	P.C.A.D. (PCAD) REPORTS	N/A	8	-	HAYES,	MAR-29-	APPROVED	-	YES

						SHANNON	2009 17:22		
<a href="#">View</a>	11	TELEPHONE CONTACT	N/A	1	Conversation with victim	YES	HAYES, SHANNON	MAR-29-2009 17:23	APPROVED - YES
<a href="#">View</a>	12	ATTEMPT TO CONTACT	N/A	1	Victim	YES	HAYES, SHANNON	MAR-29-2009 17:24	APPROVED - YES
<a href="#">View</a>	13	TELEPHONE CONTACT	N/A	1	Attempts to schedule victims and witnesses	YES	HAYES, SHANNON	MAR-29-2009 17:47	APPROVED - YES
<a href="#">View</a>	14	ATTEMPT TO CONTACT	N/A	1	Witness	YES	HAYES, SHANNON	MAR-29-2009 17:48	APPROVED - YES
<a href="#">View</a>	15	INTERVIEW - WITNESS	OTHER INV. PARTY -	2	-	YES	HAYES, SHANNON	MAR-29-2009 18:40	APPROVED - YES
<a href="#">View</a>	16	INTERVIEW - WITNESS	OTHER INV. PARTY -	4	-	YES	HAYES, SHANNON	MAR-29-2009 18:41	APPROVED - YES
<a href="#">View</a>	17	SWORN AFFIDAVIT - NOT REQUIRED	OTHER INV. PARTY -	1	-	YES	HAYES, SHANNON	MAR-29-2009 19:31	APPROVED - YES
<a href="#">View</a>	18	ADDITIONAL INFORMATION	OTHER INV. PARTY -	3	Identification of officers	YES	HAYES, SHANNON	MAR-29-2009 19:32	APPROVED - YES
<a href="#">View</a>	19	INTERVIEW - WITNESS	OTHER INV. PARTY -	4	-	YES	HAYES, SHANNON	MAR-29-2009 19:35	APPROVED - YES
<a href="#">View</a>	20	SWORN AFFIDAVIT - NOT REQUIRED	OTHER INV. PARTY -	1	-	YES	HAYES, SHANNON	MAR-29-2009 19:35	APPROVED - YES
<a href="#">View</a>	21	ADDITIONAL INFORMATION	OTHER INV. PARTY -	3	Identification of officers	YES	HAYES, SHANNON	MAR-29-2009 19:36	APPROVED - YES
<a href="#">View</a>	22	AMBULANCE REPORT/SHEET	N/A	5	-	YES	HAYES, SHANNON	MAR-29-2009 19:36	APPROVED - YES
<a href="#">View</a>	23	ADDITIONAL INFORMATION	N/A	1	-	YES	HAYES, SHANNON	MAR-29-2009 19:36	APPROVED - YES
<a href="#">View</a>	24	INTERVIEW - WITNESS	OTHER INV. PARTY -	2	-	YES	HAYES, SHANNON	MAR-29-2009 19:45	APPROVED - YES
<a href="#">View</a>	25	ATTEMPT TO CONTACT	N/A	1	Letter to attorney	YES	HAYES, SHANNON	MAR-29-2009 19:46	APPROVED - YES
<a href="#">View</a>	26	ADDITIONAL INFORMATION	OTHER INV. PARTY -	2	Attempt to identify officers	YES	HAYES, SHANNON	MAR-29-2009 19:46	APPROVED - YES
<a href="#">View</a>	27	INTERVIEW - WITNESS	OTHER INV. PARTY -	3	-	YES	HAYES, SHANNON	MAR-29-2009 19:47	APPROVED - YES
<a href="#">View</a>	28	REQUEST FOR PHOTOS	N/A	1	-	YES	HAYES, SHANNON	MAR-29-2009 19:48	APPROVED - YES
<a href="#">View</a>	29	CRIME SCENE PROCESSING REPORT	N/A	1	-	YES	HAYES, SHANNON	MAR-29-2009 19:49	APPROVED - YES
<a href="#">View</a>	30	SUPERVISOR LOG	N/A	4	-	YES	HAYES, SHANNON	MAR-29-2009 19:50	APPROVED - YES
<a href="#">View</a>	31	WATCH COMMANDERS LOG	N/A	1	-	YES	HAYES, SHANNON	MAR-29-2009 19:50	APPROVED - YES
<a href="#">View</a>	32	O.E.M.C. (OEMC) TAPE TRANSMISSIONS TRANSCRIPTION	N/A	10	Actual transmissions are uploaded	YES	HAYES, SHANNON	MAR-29-2009 19:50	APPROVED - YES

as Att. 171-176

<a href="#">View</a>	33	ATTENDANCE AND ASSIGNMENT RECORD	N/A	4	-	YES	HAYES, SHANNON	MAR-29-2009 19:51	APPROVED -	YES
<a href="#">View</a>	34	ADDITIONAL INFORMATION	N/A	14	Identification of officers	YES	HAYES, SHANNON	MAR-29-2009 19:51	APPROVED -	YES
<a href="#">View</a>	35	SWORN AFFIDAVIT FROM COMPLAINANT	N/A	3	Affidavits from three complainants	YES	HAYES, SHANNON	MAR-29-2009 20:08	APPROVED -	YES
<a href="#">View</a>	36	DETECTIVE SUPPLEMENTARY REPORT	N/A	5	-	YES	HAYES, SHANNON	MAR-29-2009 20:10	APPROVED -	YES
<a href="#">View</a>	37	MEDICAL RECORDS	OTHER INV. PARTY - [REDACTED]	18	-	YES	HAYES, SHANNON	MAR-29-2009 20:11	APPROVED -	YES
<a href="#">View</a>	38	ADDITIONAL INFORMATION	OTHER INV. PARTY - [REDACTED]	14	Identification of officers	YES	HAYES, SHANNON	MAR-29-2009 20:12	APPROVED -	YES
<a href="#">View</a>	39	ADDITIONAL INFORMATION	OTHER INV. PARTY - [REDACTED]	14	Attempt to identify officers	YES	HAYES, SHANNON	MAR-29-2009 20:12	APPROVED -	YES
<a href="#">View</a>	40	SWORN AFFIDAVIT FROM COMPLAINANT	OTHER INV. PARTY - [REDACTED]	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:13	APPROVED -	YES
<a href="#">View</a>	41	ADDITIONAL INFORMATION	OTHER INV. PARTY - [REDACTED]	14	Attempt to identify officers	YES	HAYES, SHANNON	MAR-29-2009 20:13	APPROVED -	YES
<a href="#">View</a>	42	INTERVIEW - WITNESS	OTHER INV. PARTY - [REDACTED]	3	-	YES	HAYES, SHANNON	MAR-29-2009 20:14	APPROVED -	YES
<a href="#">View</a>	43	COMPLAINANT STATEMENT	OTHER INV. PARTY - [REDACTED]	3	-	YES	HAYES, SHANNON	MAR-29-2009 20:15	APPROVED -	YES
<a href="#">View</a>	44	COMPLAINANT STATEMENT	OTHER INV. PARTY - [REDACTED]	2	-	YES	HAYES, SHANNON	MAR-29-2009 20:16	APPROVED -	YES
<a href="#">View</a>	45	COMPLAINANT STATEMENT	OTHER INV. PARTY - [REDACTED]	3	-	YES	HAYES, SHANNON	MAR-29-2009 20:16	APPROVED -	YES
<a href="#">View</a>	46	COMPLAINANT STATEMENT	OTHER INV. PARTY - [REDACTED]	3	-	YES	HAYES, SHANNON	MAR-29-2009 20:17	APPROVED -	YES
<a href="#">View</a>	47	STATEMENT OF POLICE OFFICER	ADAM OTHER INV. PARTY - KINGSLEY, DALE	5	-	YES	HAYES, SHANNON	MAR-29-2009 20:18	APPROVED -	YES
<a href="#">View</a>	48	STATEMENT OF POLICE OFFICER	OTHER INV. PARTY - LOMBARDI, SARAH	4	-	YES	HAYES, SHANNON	MAR-29-2009 20:18	APPROVED -	YES
<a href="#">View</a>	49	STATEMENT OF POLICE OFFICER	OTHER INV. PARTY - LINDAHL, CHRISTOPH	4	-	YES	HAYES, SHANNON	MAR-29-2009 20:18	APPROVED -	YES
<a href="#">View</a>	50	MEDICAL RECORDS	OTHER INV. PARTY - [REDACTED]	11	-	YES	HAYES, SHANNON	MAR-29-2009 20:20	APPROVED -	YES
<a href="#">View</a>	51	MEDICAL RECORDS	OTHER INV. PARTY - [REDACTED]	28	-	YES	HAYES, SHANNON	MAR-29-2009 20:26	APPROVED -	YES
<a href="#">View</a>	52	VIDEO RECORDING	N/A	3	Description of video; unable to upload actual video	YES	HAYES, SHANNON	MAR-29-2009 20:27	APPROVED -	YES
<a href="#">View</a>	53	PHOTOGRAPH	N/A	1	-	YES	HAYES, SHANNON	MAR-29-2009	APPROVED -	YES

20:27

<a href="#">View</a>	54	PHOTOGRAPH	OTHER INV. PARTY - [REDACTED]	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:28	APPROVED -	YES
<a href="#">View</a>	55	PHOTOGRAPH	OTHER INV. PARTY - [REDACTED]	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:28	APPROVED -	YES
<a href="#">View</a>	56	PHOTOGRAPH	OTHER INV. PARTY - [REDACTED]	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:29	APPROVED -	YES
<a href="#">View</a>	57	PHOTOGRAPH	OTHER INV. PARTY - [REDACTED]	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:29	APPROVED -	YES
<a href="#">View</a>	58	PHOTOGRAPH	OTHER INV. PARTY - [REDACTED]	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:29	APPROVED -	YES
<a href="#">View</a>	59	PHOTOGRAPH	OTHER INV. PARTY - [REDACTED]	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:30	APPROVED -	YES
<a href="#">View</a>	60	PHOTOGRAPH	N/A	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:30	APPROVED -	YES
<a href="#">View</a>	61	PHOTOGRAPH	N/A	1	Location of incident	YES	HAYES, SHANNON	MAR-29-2009 20:30	APPROVED -	YES
<a href="#">View</a>	62	PHOTOGRAPH	N/A	1	Location of incident	YES	HAYES, SHANNON	MAR-29-2009 20:31	APPROVED -	YES
<a href="#">View</a>	63	PHOTOGRAPH	N/A	1	Location of incident	YES	HAYES, SHANNON	MAR-29-2009 20:31	APPROVED -	YES
<a href="#">View</a>	64	PHOTOGRAPH	N/A	1	Location of incident	YES	HAYES, SHANNON	MAR-29-2009 20:31	APPROVED -	YES
<a href="#">View</a>	65	PHOTOGRAPH	N/A	1	Location of incident	YES	HAYES, SHANNON	MAR-29-2009 20:31	APPROVED -	YES
<a href="#">View</a>	66	REPORT (OTHER)	ACCUSED - PLANEY, JEFFERY	1	Notification of CR Investigation	YES	HAYES, SHANNON	MAR-29-2009 20:33	APPROVED -	YES
<a href="#">View</a>	67	REPORT (OTHER)	ACCUSED - BARNES, GREGORY	1	Notification of CR Investigation	YES	HAYES, SHANNON	MAR-29-2009 20:34	APPROVED -	YES
<a href="#">View</a>	68	REPORT (OTHER)	ACCUSED - MATTHEWS, VINCENT	1	Notification of CR Investigation	YES	HAYES, SHANNON	MAR-29-2009 20:34	APPROVED -	YES
<a href="#">View</a>	69	REPORT (OTHER)	ACCUSED - POWERS, PAUL	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:35	APPROVED -	YES
<a href="#">View</a>	70	REPORT (OTHER)	ACCUSED - PADILLA JR, MATIAS	1	Notification of CR Investigation	YES	HAYES, SHANNON	MAR-29-2009 20:35	APPROVED -	YES
<a href="#">View</a>	71	ACCUSED STRIPPED OF POWERS	ACCUSED - POWERS, PAUL	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:36	APPROVED -	YES
<a href="#">View</a>	72	NOTIFICATION OF DUTY RESTRICTIONS	ACCUSED - POWERS, PAUL	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:36	APPROVED -	YES
<a href="#">View</a>	73	EQUIPMENT TRANSACTION RECEIPT	ACCUSED - POWERS, PAUL	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:36	APPROVED -	YES
<a href="#">View</a>	74	REPORT (OTHER)	ACCUSED - POWERS, PAUL	1	Photocopy of ID and badge	YES	HAYES, SHANNON	MAR-29-2009 20:37	APPROVED -	YES
<a href="#">View</a>	75	ACCUSED STRIPPED OF POWERS	ACCUSED - POWERS, PAUL	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:37	APPROVED -	YES
<a href="#">View</a>	76	ACCUSED STRIPPED OF POWERS	ACCUSED - PLANEY, JEFFERY	2	-	YES	HAYES, SHANNON	MAR-29-2009 20:38	APPROVED -	YES
<a href="#">View</a>	77	NOTIFICATION OF DUTY RESTRICTIONS	ACCUSED - PLANEY, JEFFERY	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:38	APPROVED -	YES



<a href="#">View</a>	78	EQUIPMENT TRANSACTION RECEIPT	ACCUSED - PLANEY, JEFFERY	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:38	APPROVED -	YES
<a href="#">View</a>	79	REPORT (OTHER)	ACCUSED - PLANEY, JEFFERY	1	Photocopy of ID and badge	YES	HAYES, SHANNON	MAR-29-2009 20:39	APPROVED -	YES
<a href="#">View</a>	80	ACCUSED STRIPPED OF POWERS	ACCUSED - PADILLA JR, MATIAS	2	-	YES	HAYES, SHANNON	MAR-29-2009 20:39	APPROVED -	YES
<a href="#">View</a>	81	NOTIFICATION OF DUTY RESTRICTIONS	ACCUSED - PADILLA JR, MATIAS	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:40	APPROVED -	YES
<a href="#">View</a>	82	EQUIPMENT TRANSACTION RECEIPT	ACCUSED - PLANEY, JEFFERY	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:40	APPROVED -	YES
<a href="#">View</a>	83	REPORT (OTHER)	ACCUSED - PADILLA JR, MATIAS	1	Photocopy of ID and badge	YES	HAYES, SHANNON	MAR-29-2009 20:40	APPROVED -	YES
<a href="#">View</a>	84	ACCUSED STRIPPED OF POWERS	ACCUSED - KEREAKES, DEMETRIOS	2	-	YES	HAYES, SHANNON	MAR-29-2009 20:41	APPROVED -	YES
<a href="#">View</a>	85	NOTIFICATION OF DUTY RESTRICTIONS	ACCUSED - KEREAKES, DEMETRIOS	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:42	APPROVED -	YES
<a href="#">View</a>	86	EQUIPMENT TRANSACTION RECEIPT	ACCUSED - KEREAKES, DEMETRIOS	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:42	APPROVED -	YES
<a href="#">View</a>	87	REPORT (OTHER)	ACCUSED - KEREAKES, DEMETRIOS	1	Photocopy of ID and badge	YES	HAYES, SHANNON	MAR-29-2009 20:48	APPROVED -	YES
<a href="#">View</a>	88	ACCUSED STRIPPED OF POWERS	ACCUSED - MATTHEWS, VINCENT	2	-	YES	HAYES, SHANNON	MAR-29-2009 20:49	APPROVED -	YES
<a href="#">View</a>	89	NOTIFICATION OF DUTY RESTRICTIONS	ACCUSED - MATTHEWS, VINCENT	1	Actual attachment is only one page. Ignore second blank page.	YES	HAYES, SHANNON	MAR-29-2009 20:49	APPROVED -	YES
<a href="#">View</a>	90	EQUIPMENT TRANSACTION RECEIPT	ACCUSED - MATTHEWS, VINCENT	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:49	APPROVED -	YES
<a href="#">View</a>	91	REPORT (OTHER)	ACCUSED - MATTHEWS, VINCENT	1	Photocopy of ID and badge	YES	HAYES, SHANNON	MAR-29-2009 20:50	APPROVED -	YES
<a href="#">View</a>	92	ACCUSED STRIPPED OF POWERS	ACCUSED - BARNES, GREGORY	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:50	APPROVED -	YES
<a href="#">View</a>	93	NOTIFICATION OF DUTY RESTRICTIONS	ACCUSED - BARNES, GREGORY	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:50	APPROVED -	YES
<a href="#">View</a>	94	EQUIPMENT TRANSACTION RECEIPT	ACCUSED - BARNES, GREGORY	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:51	APPROVED -	YES
<a href="#">View</a>	95	REPORT (OTHER)	ACCUSED - BARNES, GREGORY	1	Photocopy of ID and badge	YES	HAYES, SHANNON	MAR-29-2009 20:51	APPROVED -	YES
<a href="#">View</a>	96	REPORT (OTHER)	ACCUSED - WOOSLEY, ERIKA	1	Receipt of grand jury summons	YES	HAYES, SHANNON	MAR-29-2009 20:52	APPROVED -	YES
<a href="#">View</a>	97	REPORT (OTHER)	ACCUSED - WOOSLEY, ERIKA	2	Grand jury subpoena	YES	HAYES, SHANNON	MAR-29-2009 20:52	APPROVED -	YES
<a href="#">View</a>	98	REPORT (OTHER)	ACCUSED - WOOSLEY, ERIKA	1	Notification of CR Investigation	YES	HAYES, SHANNON	MAR-29-2009 20:53	APPROVED -	YES
<a href="#">View</a>	99	ACCUSED STRIPPED OF POWERS	ACCUSED - WOOSLEY, ERIKA	2	-	YES	HAYES, SHANNON	MAR-29-2009 20:53	APPROVED -	YES
<a href="#">View</a>	100	NOTIFICATION OF DUTY RESTRICTIONS	ACCUSED - WOOSLEY, ERIKA	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:54	APPROVED -	YES
<a href="#">View</a>	101	EQUIPMENT TRANSACTION RECEIPT	ACCUSED - WOOSLEY, ERIKA	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:54	APPROVED -	YES
<a href="#">View</a>	102	REPORT (OTHER)	ACCUSED - WOOSLEY, ERIKA	1	Photocopy of ID and badge	YES	HAYES, SHANNON	MAR-29-2009 20:54	APPROVED -	YES

<a href="#">View</a>	103 INTERVIEW - WITNESS	OTHER INV. PARTY - [REDACTED]	2	-	YES	HAYES, SHANNON	MAR-29-2009 20:55	APPROVED -	YES
<a href="#">View</a>	104 ARREST REPORT	ACCUSED - PLANEY, JEFFERY	8	-	YES	HAYES, SHANNON	MAR-29-2009 20:55	APPROVED -	YES
<a href="#">View</a>	105 PHOTOGRAPH	ACCUSED - PLANEY, JEFFERY	1	CB Photographs	YES	HAYES, SHANNON	MAR-29-2009 20:56	APPROVED -	YES
<a href="#">View</a>	106 ARREST REPORT	ACCUSED - BARNES, GREGORY	5	-	YES	HAYES, SHANNON	MAR-29-2009 20:56	APPROVED -	YES
<a href="#">View</a>	107 PHOTOGRAPH	ACCUSED - BARNES, GREGORY	1	CB Photographs	YES	HAYES, SHANNON	MAR-29-2009 20:56	APPROVED -	YES
<a href="#">View</a>	108 ARREST REPORT	ACCUSED - POWERS, PAUL	8	-	YES	HAYES, SHANNON	MAR-29-2009 20:57	APPROVED -	YES
<a href="#">View</a>	109 PHOTOGRAPH	ACCUSED - POWERS, PAUL	1	-	YES	HAYES, SHANNON	MAR-29-2009 20:57	APPROVED -	YES
<a href="#">View</a>	110 DEPARTMENT DIRECTIVE OR GENERAL ORDER	N/A	6	GO 93-03-02B	YES	HAYES, SHANNON	MAR-23-2011 21:57	APPROVED -	YES
<a href="#">View</a>	111 COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	ACCUSED - PLANEY, JEFFERY	28	Disposition of criminal charges	YES	HAYES, SHANNON	MAR-23-2011 21:58	APPROVED -	YES
<a href="#">View</a>	112 COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	ACCUSED - BARNES, GREGORY	23	Disposition of criminal charges	YES	HAYES, SHANNON	MAR-23-2011 21:58	APPROVED -	YES
<a href="#">View</a>	113 COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	ACCUSED - POWERS, PAUL	25	-	YES	HAYES, SHANNON	MAR-23-2011 21:59	APPROVED -	YES
<a href="#">View</a>	114 COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	30	Judge Gainer's decision	YES	HAYES, SHANNON	MAR-23-2011 21:59	APPROVED -	YES
<a href="#">View</a>	115 RELEASE OF DUTY RESTRICTIONS	ACCUSED - PLANEY, JEFFERY	1	-	YES	HAYES, SHANNON	MAR-23-2011 21:59	APPROVED -	YES
<a href="#">View</a>	116 EQUIPMENT TRANSACTION RECEIPT	ACCUSED - PLANEY, JEFFERY	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:00	APPROVED -	YES
<a href="#">View</a>	117 RELEASE OF DUTY RESTRICTIONS	ACCUSED - BARNES, GREGORY	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:00	APPROVED -	YES
<a href="#">View</a>	118 EQUIPMENT TRANSACTION RECEIPT	ACCUSED - BARNES, GREGORY	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:00	APPROVED -	YES
<a href="#">View</a>	119 RELEASE OF DUTY RESTRICTIONS	ACCUSED - POWERS, PAUL	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:00	APPROVED -	YES
<a href="#">View</a>	120 EQUIPMENT TRANSACTION RECEIPT	ACCUSED - POWERS, PAUL	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:01	APPROVED -	YES
<a href="#">View</a>	121 RELEASE OF DUTY RESTRICTIONS	ACCUSED - MATTHEWS, VINCENT	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:01	APPROVED -	YES
<a href="#">View</a>	122 EQUIPMENT TRANSACTION RECEIPT	ACCUSED - MATTHEWS, VINCENT	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:01	APPROVED -	YES
<a href="#">View</a>	123 RELEASE OF DUTY RESTRICTIONS	ACCUSED - WOOSLEY, ERIKA	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:02	APPROVED -	YES
<a href="#">View</a>	124 EQUIPMENT TRANSACTION RECEIPT	ACCUSED - WOOSLEY, ERIKA	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:02	APPROVED -	YES
<a href="#">View</a>	125 RELEASE OF DUTY RESTRICTIONS	ACCUSED - KEREAKES, DEMETRIOS	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:02	APPROVED -	YES
<a href="#">View</a>	126 REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	5	-	YES	HAYES, SHANNON	MAR-23-2011 22:02	APPROVED -	YES
<a href="#">View</a>	127 REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	9	-	YES	HAYES, SHANNON	MAR-23-2011 22:03	APPROVED -	YES
<a href="#">View</a>	128 NOTIFICATION OF CHARGES/ALLEGATIONS	ACCUSED - PLANEY, JEFFERY	2	-	YES	HAYES, SHANNON	MAR-23-2011 22:03	APPROVED -	YES

<a href="#">View</a>	129	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - PLANEY, JEFFERY	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:03	APPROVED -	YES
<a href="#">View</a>	130	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - PLANEY, JEFFERY	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:04	APPROVED -	YES
<a href="#">View</a>	131	NOTIFICATION OF CHARGES/ALLEGATIONS	ACCUSED - MATTHEWS, VINCENT	2	-	YES	HAYES, SHANNON	MAR-23-2011 22:04	APPROVED -	YES
<a href="#">View</a>	132	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - MATTHEWS, VINCENT	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:04	APPROVED -	YES
<a href="#">View</a>	133	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - MATTHEWS, VINCENT	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:04	APPROVED -	YES
<a href="#">View</a>	134	NOTIFICATION OF CHARGES/ALLEGATIONS	ACCUSED - BARNES, GREGORY	2	-	YES	HAYES, SHANNON	MAR-23-2011 22:05	APPROVED -	YES
<a href="#">View</a>	135	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - BARNES, GREGORY	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:05	APPROVED -	YES
<a href="#">View</a>	136	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - BARNES, GREGORY	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:06	APPROVED -	YES
<a href="#">View</a>	137	NOTIFICATION OF CHARGES/ALLEGATIONS	ACCUSED - PLANEY, JEFFERY	3	-	YES	HAYES, SHANNON	MAR-23-2011 22:06	APPROVED -	YES
<a href="#">View</a>	138	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - PLANEY, JEFFERY	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:06	APPROVED -	YES
<a href="#">View</a>	139	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - PLANEY, JEFFERY	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:06	APPROVED -	YES
<a href="#">View</a>	140	INTERVIEW - ACCUSED	ACCUSED - PLANEY, JEFFERY	30	-	YES	HAYES, SHANNON	MAR-23-2011 22:07	APPROVED -	YES
<a href="#">View</a>	141	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	2	-	YES	HAYES, SHANNON	MAR-23-2011 22:07	APPROVED -	YES
<a href="#">View</a>	142	NOTIFICATION OF CHARGES/ALLEGATIONS	ACCUSED - WOOSLEY, ERIKA	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:07	APPROVED -	YES
<a href="#">View</a>	143	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - WOOSLEY, ERIKA	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:08	APPROVED -	YES
<a href="#">View</a>	144	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - WOOSLEY, ERIKA	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:08	APPROVED -	YES
<a href="#">View</a>	145	NOTIFICATION OF CHARGES/ALLEGATIONS	ACCUSED - MATTHEWS, VINCENT	3	-	YES	HAYES, SHANNON	MAR-23-2011 22:08	APPROVED -	YES
<a href="#">View</a>	146	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - MATTHEWS, VINCENT	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:08	APPROVED -	YES
<a href="#">View</a>	147	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - MATTHEWS, VINCENT	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:09	APPROVED -	YES
<a href="#">View</a>	148	INTERVIEW - ACCUSED	ACCUSED - MATTHEWS, VINCENT	25	-	YES	HAYES, SHANNON	MAR-23-2011 22:09	APPROVED -	YES
<a href="#">View</a>	149	NOTIFICATION OF CHARGES/ALLEGATIONS	ACCUSED - WOOSLEY, ERIKA	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:10	APPROVED -	YES
<a href="#">View</a>	150	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - WOOSLEY, ERIKA	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:10	APPROVED -	YES
<a href="#">View</a>	151	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - WOOSLEY, ERIKA	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:10	APPROVED -	YES
<a href="#">View</a>	152	INTERVIEW - ACCUSED	ACCUSED - WOOSLEY, ERIKA	15	-	YES	HAYES, SHANNON	MAR-23-2011 22:10	APPROVED -	YES
<a href="#">View</a>	153	NOTIFICATION OF CHARGES/ALLEGATIONS	ACCUSED - BARNES, GREGORY	3	-	YES	HAYES, SHANNON	MAR-23-2011 22:10	APPROVED -	YES
<a href="#">View</a>	154	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - BARNES, GREGORY	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:11	APPROVED -	YES

<a href="#">View</a>	155	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - BARNES, GREGORY	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:11	APPROVED -	YES
<a href="#">View</a>	156	INTERVIEW - ACCUSED	ACCUSED - BARNES, GREGORY	21	-	YES	HAYES, SHANNON	MAR-23-2011 22:11	APPROVED -	YES
<a href="#">View</a>	157	NOTIFICATION OF CHARGES/ALLEGATIONS	ACCUSED - KEREAKES, DEMETRIOS	2	-	YES	HAYES, SHANNON	MAR-23-2011 22:11	APPROVED -	YES
<a href="#">View</a>	158	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - KEREAKES, DEMETRIOS	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:12	APPROVED -	YES
<a href="#">View</a>	159	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - KEREAKES, DEMETRIOS	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:12	APPROVED -	YES
<a href="#">View</a>	160	INTERVIEW - ACCUSED	ACCUSED - KEREAKES, DEMETRIOS	24	-	YES	HAYES, SHANNON	MAR-23-2011 22:12	APPROVED -	YES
<a href="#">View</a>	161	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	2	-	YES	HAYES, SHANNON	MAR-23-2011 22:13	APPROVED -	YES
<a href="#">View</a>	162	NOTIFICATION OF CHARGES/ALLEGATIONS	ACCUSED - POWERS, PAUL	2	-	YES	HAYES, SHANNON	MAR-23-2011 22:13	APPROVED -	YES
<a href="#">View</a>	163	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - POWERS, PAUL	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:13	APPROVED -	YES
<a href="#">View</a>	164	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - POWERS, PAUL	1	-	YES	HAYES, SHANNON	MAR-23-2011 22:13	APPROVED -	YES
<a href="#">View</a>	165	INTERVIEW - ACCUSED	ACCUSED - POWERS, PAUL	22	-	YES	HAYES, SHANNON	MAR-23-2011 22:14	APPROVED -	YES
<a href="#">View</a>	166	STATEMENT OF POLICE OFFICER	ACCUSED - POWERS, PAUL	2	Typed addendum to statement	YES	HAYES, SHANNON	MAR-23-2011 22:17	APPROVED -	YES
<a href="#">View</a>	167	INTERVIEW - WITNESS	OTHER INV. PARTY - [REDACTED]	1	-	YES	HAYES, SHANNON	MAY-20-2011 22:22	APPROVED -	YES
<a href="#">View</a>	168	AUDIO INTERVIEW	OTHER INV. PARTY - [REDACTED]	1	-	YES	HAYES, SHANNON	MAY-20-2011 22:31	APPROVED -	YES
<a href="#">View</a>	169	DEPARTMENT DIRECTIVE OR GENERAL ORDER	N/A	9	G.O. 02-08-05	YES	HAYES, SHANNON	MAY-20-2011 22:35	APPROVED -	YES
<a href="#">View</a>	170	DEPARTMENT DIRECTIVE OR GENERAL ORDER	N/A	45	G.O. 07-01	YES	HAYES, SHANNON	MAY-20-2011 22:34	APPROVED -	YES
<a href="#">View</a>	171	O.E.M.C. (OEMC) TRANSMISSIONS	N/A	1	911 call, Event 0634902024	YES	HAYES, SHANNON	JAN-25-2012 18:23	APPROVED -	YES
<a href="#">View</a>	172	O.E.M.C. (OEMC) TRANSMISSIONS	N/A	1	911 call, Event 0634902041	YES	HAYES, SHANNON	JAN-25-2012 18:24	APPROVED -	YES
<a href="#">View</a>	173	O.E.M.C. (OEMC) TRANSMISSIONS	N/A	1	911 call, Event 0634902045	YES	HAYES, SHANNON	JAN-25-2012 18:25	APPROVED -	YES
<a href="#">View</a>	174	O.E.M.C. (OEMC) TRANSMISSIONS	N/A	1	Radio transmissions, 15 December 2006, 0342-0349 hours	YES	HAYES, SHANNON	JAN-25-2012 18:27	APPROVED -	YES
<a href="#">View</a>	175	O.E.M.C. (OEMC) TRANSMISSIONS	N/A	1	911 call, Event 0634902145	YES	HAYES, SHANNON	JAN-25-2012 18:27	APPROVED -	YES
<a href="#">View</a>	176	O.E.M.C. (OEMC) TRANSMISSIONS	N/A	1	Radio transmissions, 15 December 2006, 0359-0652 hours	YES	HAYES, SHANNON	JAN-25-2012 19:03	APPROVED -	YES
<a href="#">View</a>	177	INVESTIGATOR CASE LOG	N/A	4	-	YES	HAYES, SHANNON	MAY-20-2011 22:35	APPROVED -	YES
<a href="#">View</a>	-	POLICE BOARD 2-57-060 REVIEW OUTCOME	N/A	5	-	NO	ROSENZWEIG, ILANA	AUG-09-2012 18:15	APPROVED -	YES
<a href="#">View</a>	-	REPORT (OTHER)	N/A	5	IPRA signed response to Ofc. Powers	-	HONG, WINKLE	OCT-30-2012 14:45	APPROVED -	YES

<a href="#">View</a>	-	POLICE BOARD REVIEW OUTCOME	N/A	8	appeal to Police Board. Police Board review outcome - Officer Paul Powers	NO	MUELLENBACH, ERIC	JAN-10-2013 11:47	APPROVED -	YES
<a href="#">View</a>	-	POLICE BOARD 2-57-060 REVIEW REQUEST	N/A	73	-	NO	MUELLENBACH, ERIC	JUL-19-2012 09:59	APPROVED -	YES
<a href="#">View</a>	-	DISCIPLINARY HISTORY	N/A	1	Woosley, E.	NO	ROSENZWEIG, ILANA	MAR-28-2012 09:17	APPROVED -	YES
<a href="#">View</a>	-	DISCIPLINARY HISTORY	N/A	1	Matthews, V.	NO	ROSENZWEIG, ILANA	MAR-28-2012 09:16	APPROVED -	YES
<a href="#">View</a>	-	REPORT (OTHER)	ACCUSED - MATTHEWS, VINCENT	5	Non-concurrence	NO	MAHONEY, DANIEL	JUN-27-2012 14:41	APPROVED -	YES
<a href="#">View</a>	-	SUMMARY REPORT	N/A	58	-	NO	ROSENZWEIG, ILANA	MAR-28-2012 09:13	APPROVED -	YES
<a href="#">View</a>	-	DISCIPLINARY HISTORY	N/A	1	Barnes, G	NO	ROSENZWEIG, ILANA	MAR-28-2012 09:15	APPROVED -	YES
<a href="#">View</a>	-	DISCIPLINARY HISTORY	N/A	1	Kereakas, D.	NO	ROSENZWEIG, ILANA	MAR-28-2012 09:17	APPROVED -	YES
<a href="#">View</a>	-	DISCIPLINARY HISTORY	N/A	2	Planey, J.	NO	ROSENZWEIG, ILANA	MAR-28-2012 09:14	APPROVED -	YES
<a href="#">View</a>	-	REPORT (OTHER)	ACCUSED - WOOSLEY, ERIKA	2	Non-concurrence	NO	MAHONEY, DANIEL	JUN-27-2012 14:43	APPROVED -	YES
<a href="#">View</a>	-	REPORT (OTHER)	ACCUSED - KEREAKES, DEMETRIOS	2	-	NO	MAHONEY, DANIEL	JUN-27-2012 14:42	APPROVED -	YES
<a href="#">View</a>	-	DISCIPLINARY HISTORY	N/A	2	Powers, P.	NO	ROSENZWEIG, ILANA	MAR-28-2012 09:15	APPROVED -	YES

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## Internal Use Only

No Internal Use Only attachments available.

## Print Accused Appeal Forms

Log No.	Type	Name	Emp No.	Review Type	Result Type	Penalty	Status	Signed Date/Time
<a href="#">[Print]</a>	1002011	CR	POWERS, PAUL	ACCUSED REVIEW #5	REQUESTED POLICE BOARD REVIEW/HEARING	SUSPENSION-30days	CLOSED/FINAL	27-AUG-2012 21:47
<a href="#">[Print]</a>	1002011	CR	POWERS, PAUL	ACCUSED REVIEW #5	WAIVED SUPERINTENDENT REVIEW/ POLICE BOARD REVIEW	SUSPENSION-30days	CLOSED/FINAL	19-SEP-2013 11:44
<a href="#">[Print]</a>	1002011	CR	BARNES, GREGORY	ACCUSED REVIEW #5	WAIVED SUPERINTENDENT REVIEW/ POLICE BOARD REVIEW	SUSPENSION-25days	CLOSED/FINAL	04-SEP-2012 15:29
<a href="#">[Print]</a>	1002011	CR	MATTHEWS, VINCENT	ACCUSED REVIEW #1 FOR D.S.P.	REQUESTED DISCIPLINARY SCREENING PROGRAM	SUSPENSION-3days	CLOSED/FINAL	06-MAR-2013 15:09
<a href="#">[Print]</a>	1002011	CR	MATTHEWS, VINCENT	ACCUSED REVIEW #2	ACCEPTED PENALTY	SUSPENSION-3days	CLOSED/FINAL	15-OCT-2013 19:20
<a href="#">[Print]</a>	1002011	CR	KEREAKES, DEMETRIOS	ACCUSED REVIEW #1 FOR D.S.P.	REQUESTED DISCIPLINARY SCREENING PROGRAM	SUSPENSION-5days	CLOSED/FINAL	19-DEC-2012 20:25
<a href="#">[Print]</a>	1002011	CR	KEREAKES, DEMETRIOS	ACCUSED REVIEW #2	REJECTED RECOMMENDATION	SUSPENSION-5days	CLOSED/FINAL	12-SEP-2013 16:27
<a href="#">[Print]</a>	1002011	CR	WOOSLEY, ERIKA	ACCUSED REVIEW #1 FOR D.S.P.	REQUESTED DISCIPLINARY SCREENING PROGRAM	SUSPENSION-3days	CLOSED/FINAL	05-MAR-2013 21:49
<a href="#">[Print]</a>	1002011	CR	WOOSLEY, ERIKA	ACCUSED REVIEW #2	REJECTED RECOMMENDATION	SUSPENSION-3days	CLOSED/FINAL	01-AUG-2013 23:30

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## Related Incidents

**TIP** Related Incidents listed below are for reference only. These may be viewed using the related application search screens.

No Related Incidents associated with this Log No.

## Status History

**TIP** Every employee included in the Status History is subject to be called for legal or administrative proceedings.

Resulting Status	Status Date/Time	Created By	Position	Employee No.	Assigned/ Detailed Unit	Comments
CLOSED/FINAL	08-SEP-2014 12:12	MCGHEE, CYNTHIA	CLERK 3		113 / -	SYSTEM FAILED TO CLOSE
PENDING FINANCE DIVISION RESPONSE	30-JAN-2014 15:48	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING FINANCE DIVISION RESPONSE	30-JAN-2014 15:48	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING FINANCE DIVISION RESPONSE	30-JAN-2014 15:47	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING REVIEW AFTER SUPERINTENDENT DECISION	29-JAN-2014 14:47	MINIOTIS, CONSTANTINE	SUPT'S CHIEF OF STAFF		111 / -	-
PENDING REVIEW AFTER SUPERINTENDENT DECISION	29-JAN-2014 14:46	MINIOTIS, CONSTANTINE	SUPT'S CHIEF OF STAFF		111 / -	-
PENDING REVIEW AFTER SUPERINTENDENT DECISION	29-JAN-2014 14:45	MINIOTIS, CONSTANTINE	SUPT'S CHIEF OF STAFF		111 / -	-
PENDING FINANCE DIVISION RESPONSE	26-NOV-2013 11:35	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING REVIEW AFTER SUPERINTENDENT DECISION	22-NOV-2013 12:56	MINIOTIS, CONSTANTINE	SUPT'S CHIEF OF STAFF		111 / -	-
PENDING ACCUSED REVIEW #2	21-OCT-2013 15:18	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING ACCUSED REVIEW #2	19-SEP-2013 11:07	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING ACCUSED REVIEW #2	10-SEP-2013 09:24	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING ACCUSED APPEAL	23-AUG-2013 16:37	ANDO, SCOTT	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING ACCUSED REVIEW #2	01-AUG-2013 12:26	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING ACCUSED REVIEW #2	01-AUG-2013 12:26	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING ACCUSED APPEAL	29-JUL-2013 17:29	ANDO, SCOTT	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING CHIEF ADMINISTRATOR INCIDENT REVIEW	29-JUL-2013 17:28	ANDO, SCOTT	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING ACCUSED APPEAL	29-JUL-2013 17:28	ANDO, SCOTT	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING APPROVAL AFTER D.S.P	26-JUL-2013 17:54	ANDO, SCOTT	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING APPROVAL AFTER D.S.P	16-JUL-2013 13:00	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING APPROVAL AFTER D.S.P	16-JUL-2013 12:58	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING APPROVAL AFTER D.S.P	16-JUL-2013 12:56	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING FINANCE DIVISION RESPONSE	09-JUL-2013 11:57	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING FINANCE DIVISION RESPONSE	01-MAR-2013 12:47	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING REVIEW AFTER SUPERINTENDENT DECISION	27-FEB-2013 16:11	MINIOTIS, CONSTANTINE	SUPT'S CHIEF OF STAFF		111 / -	-
PENDING ACCUSED REVIEW #1 FOR D.S.P.	19-DEC-2012 13:08	HENDERSON, PAMELA	CLERK 3		113 / -	-
PENDING ACCUSED REVIEW #1 FOR D.S.P.	19-DEC-2012 13:05	HENDERSON, PAMELA	CLERK 3		113 / -	-
PENDING ACCUSED REVIEW #1 FOR D.S.P.	19-DEC-2012 13:03	HENDERSON, PAMELA	CLERK 3		113 / -	-
PENDING POLICE BOARD HEARING	11-OCT-2012 16:12	LOCKHART, BRIAN	CLERK 3		113 / -	-
PENDING ACCUSED APPEAL	22-AUG-2012 15:06	ROSENZWEIG, ILANA	ADMIN. IN CHARGE COPA		113 / -	-
PENDING FINANCE DIVISION RESPONSE	28-JUN-2012 12:58	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING ACCUSED REVIEW #5	28-JUN-2012 11:10	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING ACCUSED REVIEW #5	28-JUN-2012	MCGHEE,	CLERK 3		113 / -	-



	11:09	CYNTHIA				
PENDING CHIEF ADMINISTRATOR INCIDENT REVIEW	27-JUN-2012 16:05	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING REVIEW AFTER COMMAND CHANNEL (C.O.P.A.)	27-JUN-2012 14:47	MAHONEY, DANIEL	PO LEGAL OFF 2		121 / -	Non-concurrence
PENDING ADVOCATE REVIEW	27-JUN-2012 14:29	MAHONEY, DANIEL	PO LEGAL OFF 2		121 / -	Non-concurrence
PENDING REVIEW AFTER SUPERINTENDENT DECISION	27-JUN-2012 10:50	MINIOTIS, CONSTANTINE	SUPT'S CHIEF OF STAFF		111 / -	-
PENDING REVIEW AFTER SUPERINTENDENT DECISION	27-JUN-2012 10:50	MINIOTIS, CONSTANTINE	SUPT'S CHIEF OF STAFF		111 / -	-
PENDING REVIEW AFTER SUPERINTENDENT DECISION	27-JUN-2012 10:49	MINIOTIS, CONSTANTINE	SUPT'S CHIEF OF STAFF		111 / -	-
PENDING SUPERINTENDENT DECISION	19-JUN-2012 13:28	WYSINGER, ALFONZA	FIRST DEPUTY SUPT.		140 / -	-
PENDING COMMAND CHANNEL REVIEW	18-JUN-2012 17:52	WILLIAMS, EUGENE	CHIEF		142 / -	-
PENDING COMMAND CHANNEL REVIEW	11-JUN-2012 12:09	WYSINGER, ALFONZA	FIRST DEPUTY SUPT.		140 / -	-
PENDING COMMAND CHANNEL REVIEW	08-JUN-2012 17:18	ROTI, NICHOLAS	CHIEF		188 / -	-
PENDING COMMAND CHANNEL REVIEW	08-JUN-2012 16:50	WYSINGER, ALFONZA	FIRST DEPUTY SUPT.		140 / -	-
PENDING COMMAND CHANNEL REVIEW	07-JUN-2012 00:23	JOHNSON, EDDIE	DEP CHIEF		142 / 211	-
PENDING COMMAND CHANNEL REVIEW	31-MAY-2012 12:13	GROSS, FRANK	COMMANDER		013 / -	-
PENDING COMMAND CHANNEL REVIEW	30-MAY-2012 15:47	WILLIAMS, EUGENE	CHIEF		142 / -	-
PENDING COMMAND CHANNEL REVIEW	25-MAY-2012 16:39	CALLOWAY, KEITH	DEP CHIEF		188 / -	-
PENDING COMMAND CHANNEL REVIEW	15-MAY-2012 18:27	RYAN, KEVIN	COMMANDER		253 / 393	-
PENDING COMMAND CHANNEL REVIEW	08-MAY-2012 14:19	PONTECORE JR, RONALD	CAPTAIN OF POLICE		012 / -	-
PENDING COMMAND CHANNEL REVIEW	01-MAY-2012 11:29	ESCALANTE, JOHN	DEP CHIEF		142 / 213	-
PENDING COMMAND CHANNEL REVIEW	18-APR-2012 17:47	WASHINGTON, ERIC	COMMANDER		011 / -	-
PENDING COMMAND CHANNEL REVIEW	17-APR-2012 18:03	WEST, BARBARA	COMMANDER		015 / -	-
PENDING COMMAND CHANNEL REVIEW	08-APR-2012 13:15	MC NAUGHTON, DAVID	COMMANDER		008 / -	-
PENDING COMMAND CHANNEL REVIEW	05-APR-2012 08:48	ROWAN, JAMES	SERGEANT OF POLICE		121 / -	-
PENDING ADVOCATE REVIEW	05-APR-2012 08:31	ROWAN, JAMES	SERGEANT OF POLICE		121 / -	need to update ccr, changes
PENDING COMMAND CHANNEL REVIEW	02-APR-2012 09:47	ROWAN, JAMES	SERGEANT OF POLICE		121 / -	-
PENDING ADVOCATE REVIEW	02-APR-2012 06:55	LENIHAN, SUE	POLICE OFFICER		121 / -	-
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	29-MAR-2012 10:40	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
CLOSED AT C.O.P.A.	29-MAR-2012 10:30	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	29-MAR-2012 10:13	ROSENZWEIG, ILANA	ADMIN. IN CHARGE COPA		113 / -	-
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	28-MAR-2012 09:20	ROSENZWEIG, ILANA	ADMIN. IN CHARGE COPA		113 / -	-
PENDING CHIEF ADMINISTRATOR REVIEW	28-MAR-2012 09:17	ROSENZWEIG, ILANA	ADMIN. IN CHARGE COPA		113 / -	-
PENDING C.O.P.A. COORDINATOR REVIEW	28-MAR-2012 09:06	ROSENZWEIG, ILANA	ADMIN. IN CHARGE COPA		113 / -	-
PENDING INVESTIGATIVE REVIEW	27-MAR-2012 17:11	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING INVESTIGATION	25-MAR-2012 13:31	ROSENZWEIG, ILANA	ADMIN. IN CHARGE COPA		113 / -	-
PENDING C.O.P.A. COORDINATOR REVIEW	24-MAR-2012 01:20	DEAN, BRUCE	SUPERVISING INV COPA		113 / -	-
PENDING INVESTIGATIVE REVIEW	25-JAN-2012 21:11	HAYES, SHANNON	INVESTIGATOR 2 COPA		113 / -	-
PENDING INVESTIGATION	20-DEC-2006 10:44	DEAN, BRUCE	SUPERVISING INV COPA		113 / -	-
PENDING ASSIGN INVESTIGATOR	18-DEC-2006 13:06	DUFFY, MICHAEL	COOR /INVESTIGATIONS		113 / -	-

12/19/2018

View Incident

PENDING ASSIGN TEAM	15-DEC-2006 09:44	QUERFURTH, PATRICK	SUPERVISING INV COPA	113 / -	-
PENDING SUPERVISOR REVIEW	15-DEC-2006 09:43	TOPPINS, YOLANDA	INTAKE AIDE	113 / -	-
PRELIMINARY	15-DEC-2006 09:10	QUERFURTH, PATRICK	SUPERVISING INV COPA	113 / -	make corrections to whether injuries or not,
PENDING SUPERVISOR REVIEW	15-DEC-2006 08:16	TOPPINS, YOLANDA	INTAKE AIDE	113 / -	-
PRELIMINARY	15-DEC-2006 05:58	CHIBE, JOHN	POLICE OFFICER	140 / -	INITIATED BY SGT. KINGSLEY #2408 EMP#

row(s) 1 - 75 of 75

## Command Channel Reviewers

Accused Name	Sequence No.	Reviewer
PLANEY, JEFFERY	1	MC NAUGHTON, DAVID
PLANEY, JEFFERY	2	JOHNSON, EDDIE
PLANEY, JEFFERY	3	WILLIAMS, EUGENE
PLANEY, JEFFERY	4	WYSINGER, ALFONZA
POWERS, PAUL	1	WASHINGTON, ERIC
POWERS, PAUL	2	ESCALANTE, JOHN
POWERS, PAUL	3	WILLIAMS, EUGENE
POWERS, PAUL	4	WYSINGER, ALFONZA
BARNES, GREGORY	1	WEST, BARBARA
BARNES, GREGORY	2	ESCALANTE, JOHN
BARNES, GREGORY	3	WILLIAMS, EUGENE
BARNES, GREGORY	4	WYSINGER, ALFONZA
MATTHEWS, VINCENT	1	GROSS, FRANK
MATTHEWS, VINCENT	2	JOHNSON, EDDIE
MATTHEWS, VINCENT	3	WILLIAMS, EUGENE
MATTHEWS, VINCENT	4	WYSINGER, ALFONZA
KEREAKES, DEMETRIOS	1	RYAN, KEVIN
KEREAKES, DEMETRIOS	2	CALLOWAY, KEITH
KEREAKES, DEMETRIOS	3	ROTI, NICHOLAS
KEREAKES, DEMETRIOS	4	WYSINGER, ALFONZA
WOOSLEY, ERIKA	1	PONTECORE JR, RONALD
WOOSLEY, ERIKA	2	JOHNSON, EDDIE
WOOSLEY, ERIKA	3	WILLIAMS, EUGENE
WOOSLEY, ERIKA	4	WYSINGER, ALFONZA

row(s) 1 - 24 of 24

**SUMMARY REPORT**  
**CHICAGO POLICE DEPARTMENT**LOG NO  
**1002011**TYPE  
**CR**DATE OF REPORT  
**23-MAR-2012****TO: CHIEF ADMINISTRATOR, INDEPENDENT POLICE REVIEW AUTHORITY**

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
HAYES, SHANNON	9182			113	

REFERENCE NOS.(LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 325 N. JEFFERSON ST, CHICAGO, IL 60661	DATE / TIME: 15-DEC-2006 03:12	BEAT: 1212
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**ACCUSED**

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
PLANEY, JEFFERY M	9171	1411		008		M / WHI	1973	26-MAY-1998	NO	YES
POWERS, PAUL M	9161	12253		011		M / WHI	1981	26-JAN-2004	NO	YES
BARNES, GREGORY A	9161	18855		015		M / WHI	1968	05-JUN-1995	NO	YES
PADILLA JR, MATIAS	9161			013	376	M / S	1977	29-MAY-2001	NO	YES
MATTHEWS, VINCENT W	9161	7650		013		M / BLK	1963	21-JUN-1999	NO	YES
KEREAKES, DEMETRIOS P	9161	6481		314		M / WHI	1969	24-SEP-2001	NO	YES
WOOSLEY, ERIKA A	9161	7190		012		F / WHI	1975	25-AUG-2003	NO	YES

**REPORTING PARTY**

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
		CHICAGO, IL		M / WHI	43
		CHICAGO, IL		M / WHI	/
		CHICAGO, IL		M / WHI	/

**VICTIMS**

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
		CHICAGO, IL		M / WHI	/ 43
		CHICAGO, IL		M / WHI	/
		CHICAGO, IL		M / WHI	/
		CHICAGO, IL		M / WHI	/

**WITNESSES**

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
		CHICAGO, IL		F / WHI	1969 / 42
		CHICAGO, IL		F / WHI	1980 / 31
		CHICAGO, IL		F / WHI	1983 / 28
		CHICAGO, IL		M / WHI	1981 / 30
		CHICAGO, IL		M / WHI	1977 / 35
				F / WHI	/
	COUNTRYSIDE, IL				
KINGSLEY, DALE	RANK: 9173, STAR NO: 617, EMP NO:			M / WHI	1967 / 44
LOMBARADI, SARAH	RANK: 9161, STAR NO: 5692, EMP NO:			F / WHI	1980 / 31
LINDAHL, CHRISTOPH	RANK: 9161, STAR NO: 8634, EMP NO:			M / WHI	1977 / 34
		CHICAGO, IL		M / WHI	1972 / 39
LEO	RANK: 9752, STAR NO: 605, EMP NO:			M / WHI	1959 / 52

**SUMMARY REPORT**  
**CHICAGO POLICE DEPARTMENT**

LOG NO  
**1002011**

TYPE  
**CR**

DATE OF REPORT  
**25-JAN-2012**

\* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

**ALLEGATIONS**

\*\* SEE LAST PAGE FOR INSTRUCTIONS FOR STATING ALLEGATIONS, AND COMPLETING THE REMAINDER OF THE SUMMARY REPORT.

See attached

## INSTRUCTIONS FOR THE SUMMARY REPORT

AFTER COMPLETING THE FORM, CONTINUE THE SUMMARY REPORT ON 8 1/2 x 11 INCH WHITE PAPER.

### ALLEGATIONS

In narrative form, state how, when, where, and by whom the complaint was received. State the date, time, and location where the incident occurred, and summarize the complaint. If more than one allegation is made, enumerate each allegation as follows:

- No. 1 (Summarize the allegation)
- No. 2 (Summarize the allegation)

### 2. EVIDENCE

Number and attach all statements, reports, and other evidence gathered, on the lower right hand corner. The Complaint Log number must also be entered on the lower right hand corner of each attachment. Following are numbered (EXAMPLES ONLY).

Attachments:

- No. 1 Face Sheet - Yellow
- No. 2 Letter of complaint from victim
- No. 3 Statement of victim
- No. 4 Statement of witness (give name)
- No. 5 Report of member (give name)
- No. 6 Statement of member (give name)
- No. 7 Progress report of investigator (give name)
- No. 8 Copy of certified letter to reporting party
- No. 9 Copy of Alcoholic Influence Report (accused)
- No. 10 General Offense Case Report, R.D. \_\_\_\_\_
- No. 11 Signed Sworn Affidavit

### 3. INVESTIGATION

In narrative form, indicate the fact-finding processes followed and the information ascertained as a result of the investigation. Whenever reference is made to an attachment, indicate the attachment number.

### 4. FINDINGS

Each allegation must be classified as either of the following:  
Unfounded - Exonerated - Not Sustained - Sustained - No Affidavit.

If the classification is "Sustained," indicate the rule number violated, the context of the rule, and how the rule was violated by the member.

Example: Allegation No. 1. Unfounded  
Allegation No. 1. Sustained - Violation of Rule 12,  
Failure to wear the uniform as prescribed, in that on 27 Feb 84  
the accused was found to be wearing a non-prescribed short  
sleeve shirt.

Even though the original allegation(s) may be Unfounded, etc., the investigation may uncover a violation of serious nature unrelated to the original complaint, in which case disciplinary action should be recommended for the other violation.

Example: Allegation No. 1. Unfounded

Allegation No. 2. Not Sustained Other violation: Sustained-Violation of Rule 26, Failure to provide the Department with a current address and telephone number, in that the accused related in his statement that he had moved and obtained a new telephone number and he had failed to provide this information to the Department.

SUMMARY OF PREVIOUS DISCIPLINARY ACTIONS and RECORD OF PREVIOUS COMPLIMENTARY HISTORY  
IN SUSTAINED CASES ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments to the final investigation report. Refer to the General Order entitled "Complaint and Disciplinary Procedures."

### 5. RECOMMENDATION FOR DISCIPLINARY ACTION

One (overall) recommendation for disciplinary action will be made by the investigator. The recommendation will be for all sustained findings; recommendations will not be made for each sustained allegation

Examples: 1. Violation noted, no disciplinary action warranted.  
2. That the accused member be reprimanded.  
3. That the accused member be suspended for days  
4. That the accused member be separated from the Department.

6. DATE INITIATED: (Date complaint was received for investigation)

7. DATE COMPLETED: (Date of this report)

8. ELAPSED TIME: (Total time, expressed in days)

(Investigator)			
Rank	Name	Star No.	Unit

### 9. APPROVALS

The investigator will initiate the Command Channel Review form (CPD-44. 113-A) by completing the Investigator section.

**ALLEGATIONS:**

On 15 December 2006, at 0558 hours, Sgt. Dale Kingsley, #2408, Unit 012<sup>1</sup> telephoned Operations Command and initiated this complaint on behalf of the victims, [REDACTED] and [REDACTED] with Officer John Chibe. Intake Aide Yolanda Toppins registered the complaint with the Office of Professional Standards (now known as the Independent Police Review Authority) at 0816 hours.

It is alleged that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, **Sgt. Jeffery Planey, #1411, Unit 008:**

- (1) Physically maltreated [REDACTED] and/or [REDACTED]
- (2) Engaged in an improper verbal and/or physical altercation;
- (3) Failed to report information concerning a crime or other unlawful actions;
- (4) Failed to report a fellow officer's misconduct;
- (5) Prevented [REDACTED] and [REDACTED] from obtaining police assistance;
- (6) Failed to complete a Tactical Response Report regarding this incident; and
- (7) Engaged in conduct which brought discredit on the Department.

It is alleged that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, **Officer Paul Powers, #12253, Unit 014:**

- (1) Physically maltreated [REDACTED] and/or [REDACTED]
- (2) Engaged in an improper verbal and/or physical altercation;
- (3) Was in possession of a firearm while consuming alcohol in violation of General Order 07-01;
- (4) Failed to maintain control of his weapon.
- (5) Failed to report information concerning a crime or other unlawful actions;
- (6) Failed to report a fellow officer's misconduct; and
- (7) Engaged in conduct which brought discredit on the Department.

It is alleged that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, **Officer Gregory Barnes, #18855, Unit 153:**

- (1) Physically maltreated [REDACTED] and/or [REDACTED]
- (2) Engaged in an improper verbal and/or physical altercation;
- (3) Failed to report information concerning a crime or other unlawful actions;
- (4) Failed to report a fellow officer's misconduct;
- (5) Prevented [REDACTED] and [REDACTED] from

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<sup>1</sup> Since this incident, Sgt. Kingsley has been promoted to lieutenant and is assigned to the 003<sup>rd</sup> District. He will be referred to as "Sgt. Kingsley" throughout this report.



- obtaining police assistance;
- (6) Failed to complete a Tactical Response Report regarding this incident; and
- (7) Engaged in conduct which brought discredit on the Department.

It is alleged that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson,  
**Officer Matias Padilla, #1183, Unit 013:**

- (1) Physically maltreated [REDACTED] and/or [REDACTED]
- (2) Engaged in an improper verbal and/or physical altercation;
- (3) Failed to report information concerning a crime or other unlawful actions;
- (4) Failed to report a fellow officer's misconduct;
- (5) Engaged in conduct which brought discredit on the Department.

It is alleged that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson,  
**Officer Vincent Matthews, #7650, Unit 013:**

- (1) Engaged in an improper verbal and/or physical altercation;
- (2) Was in possession of a firearm that was not registered to him in violation of General Order 07-01;
- (3) Failed to report information concerning a crime or other unlawful actions;
- (4) Failed to report a fellow officer's misconduct;
- (5) Unnecessarily displayed a weapon;
- (6) Failed to complete a Tactical Response Report regarding this incident; and
- (7) Engaged in conduct which brought discredit on the Department.

It is alleged that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson,  
**Officer Demetrios Kereakes, #6481, Unit 314/393:**

- (1) Physically maltreated [REDACTED] and/or [REDACTED]
- (2) Engaged in an improper verbal and/or physical altercation;
- (3) Failed to report information concerning a crime or other unlawful actions;
- (4) Failed to report a fellow officer's misconduct; and
- (5) Engaged in conduct which brought discredit on the Department.

It is alleged that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson,  
**Officer Erika Woosley, #7190, Unit 012:**

- (1) Failed to report information concerning a crime or other unlawful actions;
- (2) Failed to report a fellow officer's misconduct; and
- (3) Engaged in conduct which brought discredit on the Department.

## INVESTIGATION:

In his Initiation Report dated 15 December 2006, **Sergeant Dale Kingsley** related that the accused officers began leaving Jefferson Tap and Grill (325 N. Jefferson) after a verbal altercation between them and another group of people. As they were leaving, the accused officers, who were not identified in the report, began a verbal altercation with the victims.<sup>2</sup> The verbal interaction escalated into a physical altercation, during which the accused officers struck, kicked and punched the victims while outside in front of the establishment. The noted injuries were swelling to [REDACTED] face and pain to the back of his head; swelling, lacerations and bruising to [REDACTED] face; bruising to the corner of [REDACTED] left eye. Chicago Fire Department Ambulance #28 responded to the scene to treat the victims. (Attachment 4).

The **General Offense Case Report** (HM-775126) for Simple Battery was prepared by Officers Christopher Lindahl and Sarah Zarcone (now known as Sarah Lombardi). The report lists [REDACTED] and [REDACTED] as the victims and bar employees [REDACTED] and [REDACTED] as witnesses. The victims told the officers that there was a verbal altercation inside Jefferson Tap that escalated to a physical altercation outside the establishment. The victims complained that they were struck about the head, face and body by five offenders, who used hands, fists and feet. The offenders then fled in an unknown direction. During the fight, an unknown male yelled out something to the effect of "Let it go, they're the police." Several calls were made to the police regarding the incident. The victims complained of miscellaneous cuts, bruises and abrasions as a result of the fight. The five offenders were all described as white males, with one of them being heavysset with glasses. No further description was provided for any of the other offenders. (Attachment 5).

The **Detective Supplementary Report** prepared by Detective Carlos Cortez documents attempts to interview the victims. On 22 December 2006, Det. Cortez and Det. Gregory Swiderek spoke to [REDACTED] who refused to give them a statement. The detectives then went to the addresses for [REDACTED] and [REDACTED] that were listed on the General Offense Case Report but there was no answer at either residence. Det. Cortez later received a telephone call from attorney [REDACTED]<sup>3</sup> who told Det. Cortez that she represented Barry and [REDACTED] and that they would not make a statement about the incident. (Attachment 36).

**Video recordings** from Jefferson Tap from 15 December 2006 include views from five cameras inside the bar and one camera outside. (Attachment 52). Some of the action takes place off-frame or is obscured from the camera's view. Starting at 0328 hours,<sup>4</sup> the four victims in this case are shown on the video playing pool near the front of the bar. Starting at 0329 hours, a group of people is shown on another camera sitting at a table. The accused Department members (Sgt. Jeffery Planey, Officer Paul Powers, Officer Gregory Barnes, Officer Vincent Matthews, Officer Demetrios

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2 The only complainants listed on the Initiation Report are [REDACTED] and [REDACTED]. Further investigation revealed that a fourth victim, [REDACTED] left the scene prior to Sgt. Kingsley arriving and completing his report. All four will be collectively referred to as "the victims" throughout this report.

3 Last name misspelled as "[REDACTED]" on the report.

4 All times noted are as they are displayed on the recording.

Kereakes, Officer Erika Woosley and Officer Mattias Padilla<sup>5</sup>) are shown in this group at various times during the recording. Officer Powers appeared to be upset while he is sitting at the table. The other officers appeared to try to comfort him. At 0333 hours, Officer Powers' handgun was visible in his rear waistband. At 0334 hours, Officer Matthews removed the gun from the waistband while Officer Powers was talking to Officer Barnes. At 0336 hours, Officer Matthews was standing with Officer Woosley near the front door and pool table area shown on another camera. Officer Matthews appeared to show something in his hand to Officer Woosley. The camera shows [REDACTED] speaking to Officer Matthews while he was playing pool. At 0338 hours, Officer Powers bumped into [REDACTED] near the pool table. Officer Padilla approached Officer Powers and started to lead him to the exit but Officer Powers walked away from him and approached the victims. Officer Matthews began to put the pool balls in the table pockets. A bar employee, witness [REDACTED] approached the group of people. Officer Powers approached [REDACTED] but [REDACTED] stepped between them. Officer Kereakes approached [REDACTED] and [REDACTED] and spoke with them. [REDACTED] and [REDACTED] kept their hands outstretched and open during the conversation. Officer Powers approached [REDACTED] but Officer Kereakes led him away in a bear hug.

The first apparent intentional physical contact between the groups occurred when Sgt. Planey grabbed [REDACTED] from behind and pulled him to the floor. Officer Powers then stood over [REDACTED] as he lay on the floor and Sgt. Planey pushed other people, including [REDACTED] and [REDACTED] away from the immediate area. Officer Matthews pulled [REDACTED] from behind while [REDACTED] remained on the floor. Officer Woosley tried to grab Officer Powers' arm but he pulled away from her. Sgt. Planey pushed [REDACTED] against the pool table and then to the floor, and held [REDACTED] with his arm around [REDACTED] neck. Officer Padilla assisted Sgt. Planey in doing this and leaned over [REDACTED] on the floor. The camera's view is blocked as they are on the floor.

After this, at 0340 hours, Sgt. Planey followed [REDACTED] around the pool table, grabbed him from behind and pushed him toward the exit. Sgt. Planey continued to push [REDACTED] as they walk to the exit. When they were near the front door, Sgt. Planey pushed [REDACTED] against the wall and held him there. This action occurred at the edge of the camera's range. Officers Powers and Padilla were with Sgt. Planey at this point. Additionally, Officer Woosley and [REDACTED] were standing nearby and facing the direction of Sgt. Planey and [REDACTED]. Sgt. Planey, Officer Powers and [REDACTED] then left Jefferson Tap and can be seen on the exterior camera. The three men walked back and forth on the sidewalk in front of the bar. Sgt. Planey tried to get Officer Powers to reenter the bar's vestibule while [REDACTED] was standing away from them and reaching into his jacket. Sgt. Planey walked back toward [REDACTED] who held his hands in front of him and appeared to have a cellular phone in his right hand. Sgt. Planey pushed [REDACTED] against the wall and held him there. [REDACTED] back was against the wall and Sgt. Planey's hand was at [REDACTED] neck at this point. The two men then exited the camera's view. Officer Powers exited the vestibule and approached them. Sgt. Planey re-entered the view and placed his hand in his pocket.

At 0342 hours, interior cameras show the rest of the patrons, including the remaining officers, exiting the bar. The exterior camera shows Sgt. Planey standing at the open vestibule door while people exit onto the sidewalk. Many of the officers walked or ran off-camera to the north, the same

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5 Officer Padilla resigned from the Chicago Police Department on 19 February 2008.

direction Officer Powers and [REDACTED] were last seen to go. As they left the camera's view, the interior camera shows [REDACTED] and [REDACTED] walking toward the exit. The exterior camera shows that someone began to exit the vestibule toward the sidewalk, but Sgt. Planey pushed that person back into the vestibule. There is no direct view of the vestibule, but there was some sort of activity in that area. The interior camera shows several unknown patrons and bar staff members pointing at the vestibule and watching from inside the bar. The exterior camera shows all of the male officers run to the vestibule and enter it, pushing Officer Woosley inside with them as they did so.<sup>6</sup> Officer Matthews soon led Officer Woosley back outside. Officer Powers was the next officer to leave the vestibule, followed by the other officers. Officer Kereakes exited the vestibule and left the scene with Officer Powers. Officers Padilla and Woosley left the scene together walking south.

At 0345 hours, marked and unmarked squad cars began arriving on the scene. Sgt. Planey walked to the street and waved his arms at the responding units. Two officers got out of their vehicle and appeared to speak to Sgt. Planey and to [REDACTED] before leaving the scene. All of the vehicles eventually left.<sup>7</sup> Interior cameras show that on-duty officers return to the scene and entered the bar at 0403 hours. (Attachment 52).

**Evidence Technician** photographs were taken of the exterior of Jefferson Tap. There are no photographs of the inside of the bar or vestibule. (Attachments 60-65).

In an interview with the Cook County State's Attorney's Office ("SAO") on 04 January 2007,<sup>8</sup> **complainant** [REDACTED] related that he was working as the manager at Pisano's Pizza Restaurant on the evening of 14 December 2006. (Attachment 43). His brother, [REDACTED] and friend, [REDACTED] ate dinner at the restaurant. After dinner, [REDACTED] suggested that they go to Jefferson Tap, which is near his residence. They arrived at the bar between 2300 and 2330 hours and stood at the bar until the pool table was free. They began playing pool with another patron ([REDACTED]). [REDACTED] consumed two to three vodka drinks as they played pool. The only person with whom his group interacted was a female bartender.<sup>9</sup> At some point in the evening, someone<sup>10</sup> approached [REDACTED] and said "something casual," but did not appear to be threatening [REDACTED]. As [REDACTED] turned toward Officer Barnes, two additional men grabbed [REDACTED] from behind and pulled him to the floor. Another person grabbed [REDACTED]. While this was going on, someone took a pool stick away from [REDACTED] and another person<sup>11</sup> held [REDACTED] by the neck and threw him against the wall near the vestibule. Barry was forced outside the bar and thrown to the ground, where four or five men<sup>12</sup> began punching and kicking him.

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6 The exact dimensions of the vestibule are not known, but it was big enough to accommodate the group of people that entered it.

7 The conduct of the responding officers was investigated separately under Log #1002796.

8 [REDACTED] attorneys and Investigator Daniel Kobel from the Office of Professional Standards ("OPS," now known as the Independent Police Review Authority, "IPRA") were also present at this interview, as well as the interviews of [REDACTED] and [REDACTED] on the same date. The reports of all three interviews erroneously put the date as 04 January 2006.

9 The investigation revealed this person to be [REDACTED].

10 [REDACTED] was unable to identify this person by looking at CPD identification photographs. The description he provided and the video indicates that it was Officer Barnes.

11 [REDACTED] viewed CPD identification photographs and identified this person to be Sgt. Planey. (Attachment 38)

12 [REDACTED] identified the CPD identification photographs of Sgt. Planey and Officer Powers as being in this group. He also identified Officer Powers as the person who "jumped all over everyone" inside Jefferson Tap. He provided a

█████ got up from the ground and observed █████ in the vestibule of the bar with several individuals. █████ saw someone wearing a flannel shirt<sup>13</sup> punch █████ in the face. █████ tried to call the police on his cellular phone, but Sgt. Planey took the phone and removed the battery. █████ was unable to recover the phone. Several marked and unmarked CPD squad cars and a squadrol arrived on the scene. █████ approached one of the cars and told the officers that he was being attacked. When █████ asked for assistance, Sgt. Planey approached from behind and struck him. The on-duty officers started to leave the scene, but █████ coat was stuck in the door. The officer released █████ coat by opening the door and left the scene. All of the other CPD vehicles also left the scene without providing any assistance. █████ related that █████ was lying on the sidewalk and that █████ was unconscious<sup>14</sup> inside the bar while the on-duty officers were there.

At some point during the incident, █████ asked one of the bar employees to call the police. The employee responded that the people fighting the victims were the police and that the victims should leave. When █████ stated that he was going to remain on the scene bleeding until police came and provided service, the employee told him that things would only “get worse” for the victims if the police came. An on-duty officer finally came and provided assistance to the victims. The bar employees identified themselves as witnesses and told the reporting officers that some of the people involved were off-duty police officers. An ambulance arrived, but neither of the █████ received treatment from the paramedics because they were worried about further attacks. █████ went to the hospital the following day and █████ went to the hospital several days later when he suffered “excruciating pain.” X-rays taken during that hospital visit revealed four broken ribs. (Attachment 43).

**Medical records** from Resurrection Health Care/Saints Mary and Elizabeth Medical Center indicate that █████ went to the hospital on 19 December 2006 complaining of pain to his body. █████ told hospital staff that he had been in a bar fight several days earlier and that he had been punched and kicked. He was diagnosed with blunt trauma and right rib fractures. X-rays of █████ chest revealed “probable fracture” of the right 8<sup>th</sup> rib, but x-rays of his spine and pelvis were normal. (Attachment 37).

In an interview with SAO on 04 January 2007, **complainant** █████ related that he had dinner at Pisano’s with █████ on the evening of 14 December 2006. █████ joined them at 2200 hours. At 2300 hours, █████ suggested going to Jefferson Tap and the three of them went there. The group ordered drinks and then played pool shortly after they arrived. █████ a friend of █████ joined them. They played pool for several hours until “last call”

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description of one of the other individuals, which matches Officer Padilla. (Attachment 38)

13 █████ description of Officer Barnes as the first person who approached █████ and spoke to him also included a flannel shirt. It is unclear whether this is the same person who █████ saw punch █████ in the vestibule. █████ was unable to identify Officer Barnes’ CPD identification photograph and being involved in this incident.

14 █████ did not explain how he knew that █████ was unconscious at this point.

15 In scheduling an appointment to meet with the victims and show them arrays of CPD identification photographs, attorney █████ informed OPS that █████ would not be able to identify any of the involved officers. █████ therefore did not view any photographs.

was announced. After that, someone approached [REDACTED] from behind and grabbed him in a “chokehold” while a second person punched him in the face<sup>16</sup>. [REDACTED] fell to the ground and was kicked. [REDACTED] did not see the person who kicked him but saw that the person was wearing a patterned shirt. [REDACTED] lost consciousness at some point. The next thing he recalled was seeing [REDACTED] in the vestibule with blood on him. [REDACTED] did not recall clearly what happened after that because he was in a “haze.” He recalled speaking to police officers and hearing that the men involved in the altercation were off-duty officers. [REDACTED] brought [REDACTED] to the hospital for treatment and later went to the hospital himself. He sustained several “lumps” and intense pain to his head and eye area. (Attachment 44).

Medical Records from Northwestern Memorial Hospital indicate that [REDACTED] went to the hospital at 1300 hours on 16 December 2006. [REDACTED] complained of head pain and eye injury from an assault that resulted in loss of consciousness. Ecchymosis (bruising) was noted under his left eye and he complained of blurry vision. [REDACTED] told hospital staff that he was standing in a bar when he was choked until he was unconscious and kicked on the left side of the head. He was diagnosed with a closed head injury and subconjunctival hematoma. A CT scan of [REDACTED] head revealed no fractures or bleeding in the brain. (Attachment 50)

In an interview with SAO on 04 January 2007, complainant [REDACTED] related that he, [REDACTED] and another friend ([REDACTED] not a witness to this incident) had dinner at Pisano’s. (Attachment 45). [REDACTED] suggested going to Jefferson Tap. [REDACTED] did not want to go, but [REDACTED] and [REDACTED] went with [REDACTED] had been to the establishment approximately three times previously. [REDACTED] drank whiskey drinks but did not do so with the intention of becoming intoxicated. A fourth person joined them [REDACTED] and they played pool for a while. “Last call” was announced at the bar and the lights were turned up brighter. As [REDACTED] waited to take his next shot in the pool game, he was approached by a man<sup>17</sup> who stood in front of him and asked him what was going on. [REDACTED] was “taken to the ground” and was punched and kicked on his way to the floor. He saw that [REDACTED] was walked to the door. [REDACTED] got to his feet and walked toward the vestibule to look for [REDACTED] He called out for his brother and was struck on the throat by a forearm. [REDACTED] felt dizzy and his eyes started tearing. He could hear his brother calling for help, so he went to the vestibule to go outside. When he got to the vestibule, he was struck three to four times. [REDACTED] fell to the ground when he was punched the first time and tried to cover himself. There were seven to nine men in the vestibule with him at this point.<sup>18</sup> A black male who was involved in the fight (Officer Matthews) hovered over [REDACTED] and kept him on the floor.

[REDACTED] was covered in blood and disorientated, but he saw several police cars arrive on the scene. [REDACTED] also saw [REDACTED] ask officers for assistance, but the officers did not pay attention to him. [REDACTED] got [REDACTED] and they walked down the street to

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16 The video indicates that Sgt. Planey was the person who grabbed [REDACTED] and Officer Padilla was the second person to approach him. The punch is not clearly shown on the video but their interaction is partially obscured.

17 [REDACTED] viewed CPD identification photographs but was unable to identify any of the officers involved in this incident. The investigation revealed this person to be accused Officer Barnes.

18 [REDACTED] described three of the people in the vestibule. The investigation revealed those individuals to be Sgt. Planey, Officer Powers and Officer Matthews.



██████████ residence. They remained there for a short time and returned to Jefferson Tap. They spoke to the owner and asked him to call the police. The owner told them to leave the bar and said that the people involved in the fight with them are off-duty police officers. A CPD sergeant (Sgt. Kingsley) arrived on the scene. He called an ambulance and suggested that the ██████████ go to the hospital. The paramedics told them that they could only treat the ██████████ if they transported them to a hospital, but ██████████ worried that the paramedics were friends with the police so he refused to get in the ambulance. ██████████ drove ██████████ to the hospital where a police officer took photographs of his injuries. ██████████ underwent surgery for his broken nose on 22 December 2006. (Attachment 45).

**Evidence Technician** photographs of ██████████ depict cuts to his forehead and nose and swelling to his nose. There is also discoloration to his right forearm. (Attachments 53-59).

**Medical records** from Northwestern Memorial Hospital indicate that ██████████ arrived at the hospital at 0909 hours on 15 December 2006 and reported that he had been "jumped." Swelling and an abrasion to ██████████ nose were noted, as well as a cut to his forehead with dried blood on it. CT scans of his face revealed nasal bone fractures. ██████████ underwent surgery to correct the nasal fractures on 22 December 2006. (Attachment 51).

In an interview with SAO on 16 January 2007,<sup>19</sup> **victim** ██████████ related that ██████████ called him on 14 December 2006 and asked if he wanted to go to Jefferson Tap to play pool with him and the ██████████ (Attachment 46). The other three men were already playing pool when ██████████ arrived. ██████████ consumed three whiskey drinks during the time they were at the bar playing pool. When the lights turned on at closing time, a man<sup>20</sup> approached ██████████ and ██████████ and asked why they were laughing at him. ██████████ replied that he did not know who the man, now known as Officer Barnes, was and that he did not want any trouble. Officer Barnes punched ██████████ on the temple, knocking him to the ground. ██████████ momentarily lost consciousness but managed to roll away from Officer Barnes and stand up. He then observed ██████████ being held to the pool table with an arm locked around his neck. ██████████ tried to go help ██████████ but a black male (Officer Matthews) held him back.<sup>21</sup> ██████████ managed to get away from the bar area and followed ██████████ to the vestibule area. The two of them were in the vestibule facing each other, with ██████████ looking toward the bar and ██████████ facing the street. Several people entered the vestibule from the street door behind ██████████ and one of them reached around ██████████ and punched ██████████ on the face. ██████████ did not see who punched ██████████ who immediately started bleeding from the nose. A "grabbing match" started and ██████████ rolled to the ground. Someone picked up ██████████ and asked if everything was okay. ██████████ was punched again. He could not see what happened to ██████████ during the altercation.

██████████ could not recall everything that happened after this point. He recalled seeing police

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19 The Reporting Investigator was also present for this interview but is not listed on the report.

20 ██████████ viewed CPD identification photographs but was unable to identify any of the officers involved in this incident. The investigation revealed this person to be accused Officer Barnes.

21 The actions described by ██████████ of Officer Barnes punching him and Officer Matthews holding him are not visible on the video. It is possible that these actions took place out of the camera's range.

officers arrive to the scene and then leave. [REDACTED] was in the vestibule with [REDACTED] at this point, trying to get back inside the bar. Once they re-entered the bar, [REDACTED] saw that [REDACTED] was still inside. He believed that [REDACTED] was outside but did not see where he was. An employee of the bar gave [REDACTED] a napkin to hold to [REDACTED] bleeding face. They eventually left the bar and walked to [REDACTED] building. They remained in the vestibule there and talked about what happened. [REDACTED] decided to leave and took a cab to his girlfriend's house. [REDACTED] sustained swelling to his temple and pain to his jaw but did not seek medical attention. (Attachment 46).

In an interview with OPS on 18 December 2006, witness [REDACTED] related that she is a co-owner of Jefferson Tap. One of her employees called her and told her there was a physical altercation involving off-duty officers. [REDACTED] went to the bar and saw a marked squad car in front of the bar. She approached the squad car, knocked on the window and asked the two female officers for help inside the bar. The officers told her that they would not help her, then rolled up the window and left the scene. [REDACTED] observed two groups of men near the bar. One of the groups appeared to be trying to convince a group of three men to go inside an apartment building. The first group left and [REDACTED] entered the bar. The group of three men then came to the bar and talked to [REDACTED] and the bar staff. One of the men had a black eye and another had blood on his nose and shirt. [REDACTED] asked if they wanted an ambulance and bar staff called 911 again when the men began yelling at them. A sergeant (Sgt. Kingsley) and two officers (Officers Lindahl and Lombardi) came to the bar and completed reports. (Attachment 15).

In an interview with OPS on 18 December 2006, witness [REDACTED] related that ~~she is a manager at Jefferson Tap but was working as a bartender at the time of the incident.~~ (Attachment 16). On 15 December 2006, individuals who [REDACTED] knew to be Chicago police officers were at the bar "drinking and hanging out." [REDACTED] related that she knew some of the individuals, including "Ray Silva,"<sup>22</sup> and "Jeff"<sup>23</sup> because they frequent the bar. [REDACTED] believed that the officers were tactical officers from the 012<sup>th</sup> District. At some point, some of the officers, including Officer Silva, left the bar but six to eight officers remained. One of the remaining officers<sup>24</sup> appeared to be upset and banged on the table with his fists, causing a caddy or tray to fall to the floor. [REDACTED] approached the officers and spoke to Sgt. Planey, who explained that Officer Powers was upset because his father had recently passed away. [REDACTED] asked Sgt. Planey to calm Officer Powers.

Shortly thereafter, the officers got up and started walking toward the front door. In order to do so, they had to walk past the pool table where three individuals<sup>25</sup> were playing pool. Officer Powers gave the victims a "menacing look" as if he were trying to initiate an altercation with them. The other

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22 Officer Ramon Silva was detailed to Unit 214 at the time of the incident. Because [REDACTED] identified him as being with the officers prior to the altercation, the Reporting Investigator used CPD identification photographs of officers detailed to Unit 214 to show to [REDACTED] and [REDACTED] on 18 December 2006. Officer Silva had already left Jefferson Tap by the time the altercation occurred and was not interviewed for this investigation.

23 [REDACTED] viewed CPD identification photographs and identified this person to be Sgt. Planey. (Attachment 18)

24 [REDACTED] was unable to identify this officer but the investigation revealed him to be accused Officer Powers. [REDACTED] had not met Officer Powers prior to this incident.

25 [REDACTED] knew [REDACTED] by name and later learned [REDACTED] first name. She identified the third person, [REDACTED] as [REDACTED] brother.

officers continued to try to calm Officer Powers and get him out of the bar. Another officer<sup>26</sup> pushed Officer Powers toward the door as Officer Powers continued to look at the victims. [REDACTED] observed that the victims stayed by the pool table. She did not see them make any comments to any of the officers. At this point, while Officer Powers was continually giving the victims “menacing looks,” a black male officer<sup>27</sup> put the pool balls in the table pockets and told the victims, “Game over.” The victims asked the officer why he did that but did not direct profanities or initiate any kind of altercation with him. Officer Barnes began yelling at [REDACTED] and pushed him to the floor near the jukebox. [REDACTED] raised his arms and stated that he did not want to fight. [REDACTED] was standing near the pool table and asked Officer Barnes why he did that. He also told everyone to calm down. Sgt. Planey yelled at [REDACTED] grabbed him in a “headlock” and pushed him to the floor. Either Officer Barnes or another officer<sup>29</sup> helped Sgt. Planey do this. As the verbal and physical altercation continued, [REDACTED] who was working as the manager at the time, pressed the “panic button” behind the bar. This alerts the bar’s alarm company to call 911 for assistance.

[REDACTED] stated that the altercation ceased at this point. [REDACTED] told the officers and other patrons that they needed to leave the bar. [REDACTED] told the victims to stay inside and wait for everyone else to leave. [REDACTED] observed [REDACTED] and Sgt. Planey in the foyer of the bar. The two of them exchanged words but [REDACTED] did not hear what was said. Sgt. Planey grabbed [REDACTED] by the neck, held him up and “slammed” him against the wall of the foyer. Sgt. Planey released [REDACTED] and pushed him. [REDACTED] pushed back at Sgt. Planey, who pushed [REDACTED] outside. After [REDACTED] went outside, [REDACTED] tried to follow him outside but Officer Barnes stopped him in the vestibule area. Those two exchanged words and Officer Barnes punched [REDACTED] about the face.<sup>30</sup> Officer Barnes and [REDACTED] were the only two people in the vestibule area when this happened.

On-duty officers began arriving in response to several calls to 911 that [REDACTED] initiated. When the cars arrived on the scene, [REDACTED] and the other bar employees waved their arms and yelled for the officers to help them. As they did that, one of the off-duty officers who was involved in the altercation approached the squad cars and spoke to the on-duty officers. The squad cars then left the scene without providing any police service. [REDACTED] saw a total of approximately six to eight squad cars on the scene, including a squadrol. [REDACTED] went outside and stopped one of the squad cars. She told the two officers in the car about the altercation. The officers told her that they were not the assigned vehicle for the call. [REDACTED] had called [REDACTED] to notify her about the incident. When [REDACTED] arrived, she spoke to the same officers [REDACTED] spoke to, but the officers also refused to assist [REDACTED]. They soon left the scene.<sup>31</sup>

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26 [REDACTED] viewed CPD identification photographs and identified this person to be Officer Barnes. (Attachment 18)

27 [REDACTED] viewed CPD identification photographs and identified this person to be Officer Matthews. (Attachment 18)

28 It is possible that the individual [REDACTED] referred to at this point is actually [REDACTED]. Please note that she did not know either of the [REDACTED] prior to this incident and only knew them to be brothers.

29 [REDACTED] was unable to identify this officer but the video revealed that Officer Matias Padilla was the officer who assisted Sgt. Planey in bringing [REDACTED] to the ground.

30 During her testimony at the criminal trial, Officer Barnes’ attorney showed [REDACTED] a portion of the video that indicated that Officer Barnes was actually outside on the sidewalk at the point in time that [REDACTED] believed that she saw Officer Barnes punch [REDACTED]. It is possible that [REDACTED] was incorrect about the point at which she saw the punch.

31 The allegation that the on-duty officers failed to provide police service was investigated under Log #1002796.

After the people involved in the incident left the area, either [REDACTED] or [REDACTED] locked the door to the bar. [REDACTED] and [REDACTED] then returned to the bar and were upset about what happened. [REDACTED] noted that [REDACTED] had swelling and bruising to his eye and [REDACTED] had swelling and bruising to his nose, which was bleeding profusely. [REDACTED] did not have any visible injuries. The bar employees attempted to help the victims and volunteered to call an ambulance, but the victims refused. The victims seemed to believe that Officer Matthews worked for the bar and were mad at the employees about what happened. The bar employees called for a police supervisor to come to the scene. Two officers<sup>32</sup> arrived, as well as a supervisor<sup>33</sup>. They completed a police report and called for an ambulance but [REDACTED] did not know whether any of the victims were treated by the paramedics.

[REDACTED] added that the off-duty officers were mostly drinking beer and some shots. Officer Barnes was drinking scotch. [REDACTED] did not see any of them draw or point a gun, but she did see a gun in one of the officers' back pocket. [REDACTED] did not see Officer Matthews engage in the physical altercation and only saw him talk to the victims when they asked him why he put the pool balls in the table pockets. (Attachment 16).

In an interview with OPS on 18 December 2006, witness [REDACTED] related that she is a manager at Jefferson Tap and had just gotten off work at the time of this incident. (Attachment 19). She was sitting at the bar and noticed some off-duty officers sitting in the rear of the bar. [REDACTED] knew the officers because they had come into the bar before and told [REDACTED] that they were part of a "drug task force." As [REDACTED] was sitting at the bar, she heard a caddy being pushed or thrown off the table where the officers had been sitting. [REDACTED] turned to look at the group and then turned on the bar lights. She locked the door so that it could be opened from the inside only. [REDACTED] went to the rear of the bar and saw that one of the officers<sup>34</sup> had his fists clenched and had tears in his eyes. The other officers were trying to calm him. [REDACTED] later learned that Officer Powers' father had recently passed away. [REDACTED] approached the officers and told them to calm down.

The officers began to leave the bar, with one or more of them leading Officer Powers by the shoulders. There was a group of three men (the victims) playing pool. Most of the men in the bar were grouped near the pool table and there may have been some shoving going on. [REDACTED] again told the men to calm down and asked them what was going on. Because there were a lot of men in the bar who appeared to be hostile about something, [REDACTED] pressed the emergency call button, which notifies the police of a problem. One of the officers<sup>35</sup> went to the pool table and started pushing the pool balls around. He told the victims that it was time for them to leave. One of the victims<sup>36</sup> started to leave and two of the officers approached him. The officers pushed [REDACTED] against the wall and one of them<sup>37</sup> held [REDACTED] against the wall and choked him. [REDACTED] called the police on the phone because there was no response to the emergency button. Sgt. Planey released [REDACTED]

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32 Identified through CPD reports as Officers Lindahl and Lombardi.

33 Identified through CPD reports as Sgt. Kingsley.

34 [REDACTED] viewed CPD identification photographs and identified this person to be Officer Powers. (Attachment 21)

35 [REDACTED] was unable to identify this officer but the investigation revealed him to be Officer Matthews.

36 The investigation revealed this person to be [REDACTED]

37 [REDACTED] viewed CPD identification photographs and identified this person to be Sgt. Planey. (Attachment 21)

who left the bar. The two officers followed him outside. [REDACTED] opened the door and heard them yelling at each other. [REDACTED] went back into the bar. One of the other victims<sup>38</sup> started to leave the bar to check on his brother. There were at least five men in the vestibule when [REDACTED] was trying to leave and they all started yelling and pushing and shoving each other. One of the officers punched [REDACTED] did not see which officer punched [REDACTED] but she saw blood splash against the window.

[REDACTED] saw a maroon-colored unmarked squad car arrive outside. One of the off-duty officers<sup>39</sup> approached the squad car on the passenger side. The car drove away almost immediately. The rest of the people in the bar and some of the bar employees went outside. [REDACTED] remained in the vestibule. Sgt. Planey and Officer Barnes were standing a short distance from each other on the street. Squad cars arrived and the two off-duty officers talked to the responding officers, who left the scene. [REDACTED] waved her arms to get the officers to stop, but they did not. [REDACTED] talked to one of the officers and later told [REDACTED] that she asked the officers to come inside and file a report, but the officers told her that they were not the officers assigned to the scene. [REDACTED] also talked to those officers, but they did not assist her.

After all of the officers left the scene, the victims returned and began yelling at [REDACTED] because they thought the off-duty officers worked for the bar. [REDACTED] called 911 again. More officers arrived and completed a police report about the incident. They also called an ambulance to treat the victims. [REDACTED] noted that [REDACTED] had blood on his face and clothing. [REDACTED] did not have any visible injuries. [REDACTED] saw that the third victim<sup>40</sup> had a black eye and a bump on his head. [REDACTED] later told [REDACTED] that one or more officers punched [REDACTED] while he was on the ground, but [REDACTED] did not see this. None of the victims appeared to have any contact with the officers until Officer Matthews started pushing around the pool balls. (Attachment 19).

In an interview with OPS on 21 December 2006, witness [REDACTED] related that he was working at Jefferson Tap as a server on 15 December 2006 and that he remained at the bar after he got off work at approximately 0130 hours. (Attachment 24). [REDACTED] was sitting in the corner of the bar and heard a "heated discussion" near the rear tables. [REDACTED] moved to the bar area and remained near the kitchen door. A group of 10-12 men moved from the rear tables past the pool table. As they passed the pool table, words were exchanged between them and the three people playing pool, (the victims) but [REDACTED] could not hear what was said. A black male who had been with the group in the back<sup>41</sup> started putting the pool balls in the table pockets. The victims protested that they wanted to finish their game. The two groups continued to exchange words and things escalated. At one point, a white male from the first group<sup>42</sup> grabbed one of the other men<sup>43</sup> by the neck and threw him to the floor. The two groups were pushing and shoving each other, but [REDACTED] stayed in the back of the bar and could not see exactly what was happening. Someone later told [REDACTED] that there was a fight in the foyer after everyone started to leave, but he did not

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38 The investigation revealed this person to be [REDACTED]

39 [REDACTED] viewed CPD identification photographs and identified this person to be Officer Barnes. (Attachment 21)

40 The investigation revealed this person to be [REDACTED]

41 [REDACTED] viewed CPD identification photographs but was unable to identify of the officers involved in this incident. The investigation revealed this person to be Officer Matthews.

42 The investigation revealed this person to be Sgt. Planey.

43 The investigation revealed this person to be [REDACTED]

see that fight.

████████ continued that ██████████ pressed the “panic button” several times during the incident. ██████████ moved to the front of the bar near the windows and saw squad cars arrive outside. A white male was outside pointing north on Jefferson and appeared to be waving the cars away. His back was to ██████████ who did not recognize him as one of the people who was involved in the fight inside. ██████████ did not go outside but remained in the bar. The victims later came back to the bar. One of them<sup>44</sup> had a black eye. ██████████ did not see any of the other victims when they returned and did not see whether they had any injuries, but he later heard that one of them had a broken nose. Police officers eventually came and took statements from the victims and witnesses. (Attachment 24).

████████ viewed identification photographs of CPD members assigned or detailed to Unit 214 but was unable to positively identify any of the officers related to this case. (Attachment 26).

In an interview with OPS on 22 December 2006, witness ██████████ related that he was working at Jefferson Tap as a bartender on 14-15 December 2006 and remained at the bar after he got off work at approximately midnight. (Attachment 27). He sat at the bar with ██████████ another employee, and was intoxicated by the time this incident started. ██████████ observed something happen near the pool table at approximately 0330 hours but he did not know exactly what happened. ██████████ who was the on-duty bartender, asked ██████████ for help with the situation. He walked to the pool table and spoke to one of the people playing pool who ██████████ knew from the bar as “████████”. ██████████ tried to keep the victims away from another group of men and told the victims that the other men were police officers. ██████████ were officers because he had seen some of them<sup>45</sup> in the bar before, but he did not know any of their names. Officer Powers was very emotional at the time of this incident and one of the other officers told ██████████ that Officer Powers’ father had recently passed away.

There may have been some pushing and shoving going on at this point, but the confrontation was mostly verbal. ██████████ thought that everything was over and turned away. When he turned back, ██████████ was on his hands and knees by the pool table and an officer<sup>46</sup> stood near him and held him down. ██████████ appeared to have an injury above his eye. The bar staff tried to get everyone to leave. ██████████ talked to ██████████ who told him that one of the officers choked him while he was on the floor. When everyone left, ██████████ went to the door separating the bar from the vestibule and either locked or held the door. ██████████ view of the outside was obscured by pictures and posters on the front door, but he saw that another “scuffle” occurred in the vestibule outside that door. He did not see what happened, but he saw blood on the wall, window and door. One of ██████████ friends had blood on his face but ██████████ did not know who hit him.

Four or five on-duty police cars arrived. Sgt. Planey appeared to be “directing traffic” and the squad cars left right away. ██████████ saw the off-duty officers tell the victims to go inside one of the

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44 The investigation revealed this person to be ██████████

45 ██████████ did not know any of the officers by name. ██████████ described three of the officers who had been in the bar before. Those individuals are Sgt. Planey, Officer Matthews and Officer Powers.

46 ██████████ had never seen this officer before. The description he provided for this officer matches Officer Padilla.



nearby apartment buildings. [REDACTED] arrived and spoke to one of the on-duty officers, but that officer left. When [REDACTED] went inside the bar with her employees, the victims returned and started yelling at the bar staff. Additional on-duty police officers arrived and filled out a police report. [REDACTED] did not see Sgt. Planey or Officer Matthews have any contact with anyone during the incident. [REDACTED] asked Officer Matthews for help and he thought that Officer Matthews told people to leave. (Attachment 27)

In an interview with SAO on 10 January 2007, witness [REDACTED] related that she was working as a waitress at Jefferson Tap at the time of this incident. (Attachment 42). Throughout the night, she served a large group of patrons (the off-duty officers) and observed that they seemed to be "arguing amongst themselves." [REDACTED] heard a bang come from the officers' table and learned that one of the officers<sup>47</sup> caused a caddy to fall by banging his fist on the table. [REDACTED] went to the table and told the officers to calm down. At approximately 0330 hours, [REDACTED] called "last call" for alcohol purchases. A smaller group of patrons were playing pool (the victims) and they obtained permission to finish their game. [REDACTED] did not see this smaller group "misbehaving" and did not see them argue with anyone else at the bar. There were approximately ten officers present at this point and they started leaving the bar. Officer Powers was being "escorted" out by another person. As Officer Powers passed the pool table, he gave a "menacing look" to the victims. One of the officers<sup>48</sup> walked over to the victims and said, "Game over, let's go." He then started placing the pool balls in the table pockets. One of the victims<sup>49</sup> told Officer Matthews that [REDACTED] had given them permission to finish their game.

The next thing [REDACTED] noticed was that the victims' group was "outnumbered and outsized" by the group of off-duty officers. A lot of things happened at once, but Martin saw one of the victims on the floor "being bullied" by one of the officers. [REDACTED] also saw one of the officers<sup>50</sup> follow [REDACTED] and choke him. One of the bar employees pressed the panic button and told everyone to leave the bar. As the patrons began leaving, the staff locked the front door and waited for on-duty officers to arrive in response to the panic button. [REDACTED] observed [REDACTED] in the vestibule of the bar being beaten by two or three of the off-duty officers. [REDACTED] saw one of those officers<sup>51</sup> strike [REDACTED] on the face approximately five times. The staff opened the door and allowed [REDACTED] to come back inside the bar. Several on-duty police officers began arriving but a "guy with glasses and short hair"<sup>52</sup> approached the vehicles and told the on-duty officers that they had everything under control. The bar employees tried to get assistance from the on-duty officers but were initially unsuccessful. Officers eventually came into the bar and completed reports. (Attachment

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47 [REDACTED] viewed CPD identification photographs and identified this person to be Officer Powers. [REDACTED] also related that Officer Powers was involved in the physical altercation near the pool table and may have been involved in the altercation in the vestibule. [REDACTED] did not know what Officer Powers did during those altercations because of her obstructed view. (Attachment 34)

48 [REDACTED] was unable to identify this person but the investigation revealed him to be Officer Matthews.

49 The investigation revealed this person to be [REDACTED]

50 [REDACTED] was unable to identify this person, whom she described as "a large guy," but the investigation revealed him to be Sgt. Planey.

51 [REDACTED] was unable to identify this person. She stated that he was heavysset and she believed that he was wearing glasses.

52 [REDACTED] viewed CPD identification photographs and identified this person to be Sgt. Planey. This is the only specific action that she attributed to Sgt. Planey when she identified his photograph but she stated that he may have been involved in the physical altercation inside the bar near the pool table. (Attachment 34)

42).

In a statement with SAO on 03 May 2007, witness ██████ related that he arrived at Jefferson Tap at approximately 2300-2330 hours after attending his office Christmas party. ██████ met with a friend and they played pool for a while. He consumed vodka and beer throughout the evening and related that he was intoxicated while he was at Jefferson Tap. ██████ did not recall hearing any arguments in the bar. ██████ was standing at the bar at some point and heard a commotion behind him near the pool table. ██████ called 911 and reported a fight at the bar. The fight moved to the vestibule area but ██████ and his friend stayed away from the area. ██████ did not know who was involved in the fight except to say that there were eight to ten men involved. There was blood on the floor and walls of the vestibule. Police officers arrived but none of them did anything but "stand around." ██████ stayed with his friend until he felt it was safe to leave. (Attachment 103).

A canvass of the location of incident produced no additional witnesses. (Attachment 6).

**Office of Emergency Management and Communications ("OEMC")** records include a compact disc of telephone calls to 911 and radio transmissions from the time of the incident. (Attachments 10, 32). There were two calls to 911 from people in the bar reporting a physical altercation inside the bar and the bar's security company called once to report that the holdup alarm had been triggered. A female who identified herself as ██████ called 911 and told the OEMC call taker that some of the people involved in the altercation inside the bar were police officers and possibly had weapons. The call of the holdup alarm was assigned at 0342 hours and the call was changed to a battery in progress two minutes later. Several units responded. No information was provided over the radio that people involved in the battery were police officers.

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At 0357 hours, ██████ placed another call to 911 from Jefferson Tap asking that the police return to the scene because there were people yelling and fighting in the area. Beat 1212 (Officers Lindahl and Lombardi) responded and Sgt. Kingsley joined them. Sgt. Kingsley initiated this investigation at 0456 hours. (Attachments 10, 32).

**Chicago Fire Department** records indicate that ██████ and ██████ both refused treatment and transportation to a hospital. ██████ listed complaint was a laceration/cut, pain, redness and bleeding on his nose. ██████ listed complaint was pain to his head. (Attachment 22).

**Department** records indicate that Sgt. Planey, Officer Barnes and Officer Powers turned themselves in to CPD custody on 15 May 2007. Sgt. Planey (CB# 16890922) was charged with two counts of Aggravated Battery for kicking ██████ about the body, shoving ██████ against a wall and punching ██████ on the nose; Obstruction of Justice for taking ██████ cellular phone to prevent him from calling 911 about the incident; and Official Misconduct for using his position as a CPD sergeant to wave off units that responded to the calls about a battery at Jefferson Tap. Officer Barnes (CB# 16890852) was charged with one count of Aggravated Battery for striking ██████ on the nose. Officer Powers (CB# 1690895) was charged with one count of Aggravated Battery for kicking ██████ about the body. (Attachments 104-109).

**Court documents** indicate that the charges changed between the time of the arrests and the trial. Sgt. Planey was eventually tried for ten counts: one count of Aggravated Battery/Great Bodily Harm, four counts of Aggravated Battery/Public Place, two counts of Official Misconduct/Forbidden Act, one count of Official Misconduct/Obtaining Personal Advantage, and two counts of Obstruction of Justice/Destroying Evidence. Officers Barnes and Powers were each tried for two counts: Aggravated Battery/Great Bodily Harm and Aggravated Battery/Public Place. (Attachments 111-113).

After an eight-day bench trial on 23 March – 01 April 2009, all three officers were found Not Guilty on 28 April 2009. (Attachment 114).

In a statement to OPS on 08 March 2007, **witness Sergeant Dale Kingsley** related that he responded to the initial OEMC calls about a fight at the location of incident. He observed a squad car and a squadrol on the scene when he arrived, as well as approximately ten subjects “milling about” and Sgt. Planey, who Sgt. Kingsley knows because they used to work together. Sgt. Kingsley did not see any fight in progress and did not think that his assistance was needed. He returned to another location where he had been working on a cab robbery. Sgt. Kingsley returned to Jefferson Tap approximately ten minutes later because there was another call about people fighting. At that point, he spoke to the victims and obtained the information he included in his Initiation Report. Sgt. Kingsley conducted a license investigation, requested an ambulance and obtained the victims’ information. Sgt. Kingsley also instructed beat officers to prepare a case report. Sgt. Kingsley related that he noted the injuries he observed on his Initiation Report. (Attachment 47).

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In a statement to OPS on 13 March 2007, **witness Officer Sarah Lombardi (then Officer Sarah Zarcone)** provided essentially the same information that is included in the General Offense Case Report that she and Officer Lindahl prepared regarding the incident. There were no off-duty officers on the scene while she was at Jefferson Tap. (Attachment 48).

In a statement to OPS on 16 March 2007, **witness Officer Christopher Lindahl** provided essentially the same information that is included in the General Offense Case Report he and Officer Lombardi prepared regarding the incident. There were no off-duty officers on the scene while he was at Jefferson Tap. (Attachment 49).

In a statement to IPRA on 20 May 2011, **witness Lieutenant Leo [REDACTED]**<sup>53</sup> a lieutenant overseeing the accused officers at the time of this incident, related that Sgt. Planey telephoned him the day after the incident to notify him about what happened. Sgt. Planey related that there had been a physical altercation involving officers. Lt. [REDACTED] did not recall the details of their conversation or whether he spoke to any of the other involved officers. Sometime later, Lt. [REDACTED] watched the video and identified some of the officers depicted on it. (Attachments 167-168)

In a statement to IPRA on 24 February 2010, **accused Sergeant Jeffery Planey** related that he went to a Christmas party for the Area 4 Deputy Chief on 14 December 2006 at Kroll’s, a bar and grill in the South Loop. (Attachment 140). Sgt. Planey arrived at that party at approximately 1900

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<sup>53</sup> Since the incident occurred, Lt. [REDACTED] has been promoted to a commander and is assigned to Unit 393. He will be referred to as “Lt. [REDACTED]” throughout this report.

hours and remained there until approximately midnight. During that time he drank approximately four or five beers and ate dinner. After leaving Kroll's, Sgt. Planey went to Jefferson Tap where he met a group of people that includes the other accused officers.<sup>54</sup> Sgt. Planey had been to Jefferson Tap approximately twenty five times prior to this date, both on- and off-duty. Sgt. Planey knew [REDACTED] and [REDACTED] by first name only from his previous visits to the bar. Sgt. Planey drank an additional two beers while he was at Jefferson Tap.

Sgt. Planey approached the bar as his group was leaving to turn in a backpack that Officer Kereakes found and gave to Sgt. Planey. While he was at the bar talking to [REDACTED] she said something that directed his attention to a confrontation near the pool table. Sgt. Planey did not know what precipitated this confrontation but it was the first time he noticed the victims. Sgt. Planey could not initially see what was going on at the pool table because his view was obstructed, but he saw that people were standing in that area and that there was some sort of commotion. Sgt. Planey walked toward the pool table with [REDACTED] and another employee. Officers Kereakes and Powers were on one side of the pool table arguing with two individuals who Sgt. Planey later learned were [REDACTED] and [REDACTED]. Sgt. Planey did not know what the argument was about and could only hear [REDACTED] and [REDACTED] using obscenities. Another argument was going on in a group to Sgt. Planey's left that involved people from his group as well as other people. There were a lot of people yelling but Sgt. Planey did not pay attention to it until he heard someone say something to the effect of, "Fuck you, he needs to get his fucking ass kicked." Sgt. Planey saw that Officer Barnes was in the group surrounded by three individuals, one of whom he later learned was [REDACTED]. Another individual, he later learned was [REDACTED] was walking toward Officer Barnes. Officer Planey put his arm around the chest and shoulder area of [REDACTED] who was the closest person to him. Sgt. Planey told [REDACTED] that they were not going to fight and pulled him backwards. As they were walking backwards, [REDACTED] stepped on Sgt. Planey's foot. Sgt. Planey moved his foot out of the way and [REDACTED] fell to the floor. [REDACTED] got up, said he was not going to fight, and moved to the back of the bar.

Several small groups continued to push and shove each other, including the group with Officer Barnes. Sgt. Planey did not know who else was in that group, but he saw [REDACTED] try to reach over and join the group. Sgt. Planey grabbed [REDACTED] by the shirt to prevent him from getting into that group. Upon being asked, Sgt. Planey related that he wanted to keep [REDACTED] out of the group because people were already pushing and shoving and [REDACTED] was trying to join in. Sgt. Planey grabbed [REDACTED] from the side and pushed him to the pool table. Officer Padilla approached from an unknown direction and grabbed [REDACTED]. Sgt. Planey released [REDACTED] who fell to the floor with Officer Padilla. Sgt. Planey's arm was trapped between the two other men and he had to pull his arm out to get free. Sgt. Planey did not see what happened between [REDACTED] and Officer Padilla once they fell to the floor.

[REDACTED] and Officer Powers were still arguing. Sgt. Planey did not recall whether [REDACTED] and Officer Kereakes were still with them. A lot of things were happening at the time and Sgt. Planey was unable to completely focus on that argument. He did not know why they were

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<sup>54</sup> Officers Brian Kane, Anna Mayday and Ramon Silva were present at the bar at some point during Sgt. Planey's time there, but they left before this altercation took place and were not witnesses to it. The only people in his group at the time of the incident were the accused officers.

arguing or whether there was any physical contact between them. Sgt. Planey intervened in the argument by getting between them. When [REDACTED] continued to try to antagonize Officer Powers and escalate the situation, Sgt. Planey told him to leave. Sgt. Planey explained that he did this even though none of the bar employees asked for his assistance because he did not think that the employees were doing enough to stop the situation. [REDACTED] began walking toward the door but turned around and came back to the pool table area. When Sgt. Planey saw [REDACTED] on the west side of the pool table (between the pool table and the windows), he went over there to prevent [REDACTED] from getting involved with the group of people at the south end of the pool table. Sgt. Planey told [REDACTED] that he was not helping the situation and that he should "shut up" and leave. [REDACTED] again walked toward the door but did not exit the bar. Sgt. Planey walked with him to get him out of the bar and away from the confrontation. Sgt. Planey wanted [REDACTED] to leave because he felt that [REDACTED] was the "catalyst" for the altercation. [REDACTED] turned to go back to the bar but Sgt. Planey tried to push him toward the door. As he did so, Sgt. Planey pushed [REDACTED] with his body and they "wound up against the wall" with Officer Powers standing next to Sgt. Planey. The exit to the bar is on the west wall and Sgt. Planey and [REDACTED] were against the north wall in the same area. Sgt. Planey explained that they "wound up against the wall" because of the way that [REDACTED] moved. Sgt. Planey was standing between Officer Powers and [REDACTED] holding [REDACTED] against the wall. Sgt. Planey could not recall where his hand was on [REDACTED] body. Officer Powers and [REDACTED] were "exchanging insults" again at this point. Sgt. Planey got Officer Powers out of the way and moved [REDACTED] outside. Sgt. Planey repeated that the reason he wanted to get [REDACTED] out of the bar was to get him out of the argument with Officer Powers.

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Sgt. Planey was asked why he did not take Officer Powers out of the bar in order to end the argument between the two men, but he stated that he "didn't think of that at the time." The only time he recalled suggesting to any of the officers that they should leave the bar was prior to the start of the altercation, when he said they should "pack up and leave."

As Sgt. Planey and [REDACTED] exited the bar, Officer Powers followed them and pushed [REDACTED] out of the vestibule to the sidewalk. [REDACTED] and Officer Powers continued to "hurl insults" at each other and Sgt. Planey told Officer Powers to go inside the vestibule and wait. Officer Powers complied and Sgt. Planey remained outside with [REDACTED]. Sgt. Planey told him to leave but [REDACTED] remained on the scene and made "derogatory and inflammatory remarks" to Sgt. Planey. Sgt. Planey was going back to the vestibule at this point and [REDACTED] was standing on the sidewalk north of the vestibule. Sgt. Planey thought that [REDACTED] would remain outside the bar to "continue the confrontation" when everyone else left the bar. [REDACTED] was not doing anything but standing on the sidewalk and "hurling insults," but Sgt. Planey felt that this was going to "antagonize and rekindle" the confrontation. [REDACTED] was not making any threats at anyone but Sgt. Planey felt that he could reignite a confrontation that was already over. Sgt. Planey approached [REDACTED] and told him to "get the hell out of here." [REDACTED] raised his arms to Sgt. Planey, who grabbed [REDACTED] on the collar area. Sgt. Planey attempted to push [REDACTED] down the sidewalk, but [REDACTED] moved and the two men "went up against the wall." Sgt. Planey did not know whether [REDACTED] had a phone in his hand during this interaction but acknowledged that the video recording shows something in [REDACTED] that [REDACTED] claimed to be a phone.

People, including the other officers, started exiting Jefferson Tap at that point. Sgt. Planey released [REDACTED] and walked toward the door. Sgt. Planey held the door open and stood next to the vestibule as he waited for everyone to leave. Sgt. Planey believed that everyone from his group left the bar at that point but they did not leave the area immediately. The group was splitting up and going separate ways and Sgt. Planey wanted to check with [REDACTED] to make sure that everyone else was okay. [REDACTED] was north of the bar and walked around on the sidewalk and the street. Officer Powers was standing in the same area continuing to argue with [REDACTED]. Officers Barnes and Matthews walked to that area to get Officer Powers. Sgt. Planey did not intervene in that argument because he was "sick of the whole thing" and had "exhausted all of [his] options." When presented with the fact that the only thing he actually did was to tell [REDACTED] to leave the area, Sgt. Planey indicated that he did not think to tell Officer Powers to leave.

As Sgt. Planey was standing in the open doorway, [REDACTED] and [REDACTED] pulled him inside the vestibule. Those three men were the only people inside the vestibule at this point. [REDACTED] pushed Sgt. Planey against a wall. [REDACTED] held Sgt. Planey by the upper body and neck area and both men began pushing and shoving him. Sgt. Planey tried to ward them off. The rest of the officers entered the vestibule so there were seven officers and the two victims. Sgt. Planey was pushed against the wall when the other officers entered the vestibule. He lost his glasses and could not see. He did not know what happened in the vestibule, but he learned later that Officer Padilla may have punched [REDACTED]. Approximately 35-45 seconds later, someone pointed out Sgt. Planey's glasses and he put them on. Sgt. Planey saw Officers Barnes, Kereakes and Padilla inside the vestibule. Sgt. Planey did not see any injuries on [REDACTED] or [REDACTED] and did not see any blood in the vestibule. Officer Powers entered the vestibule and Sgt. Planey walked outside with him. Officer Kereakes walked across the street with Officer Powers. Sgt. Planey did not see them on the scene again but he did not know where they went.

Sgt. Planey heard sirens and police cars started to arrive. He went into the street and waved his arms in a horizontal motion at the first squad car. Sgt. Planey did this because the cars were arriving with their emergency equipment activated. He spoke to the officers in the first car and told them that there was no holdup but there had been a fight. He stood in the street and repeated this to the other cars that arrived. Sgt. Planey did not tell the officers anything about the fight because he spoke to them very briefly. He did not have anything in his hands as he waved at the cars and did not identify himself as a sergeant. Sgt. Planey denied that he told the officers he was handling the fight. One officer Sgt. Planey did not know was talking to [REDACTED]. Sgt. Planey approached them and asked if the officer wanted to hear his side of the story. The officer told Sgt. Planey to wait by the curb. While Sgt. Planey waited, he spoke casually with Officer Frederick Collins, one of the officers he recognized on the scene. Sgt. Planey never spoke to the other officer because he left the scene after speaking to [REDACTED]. Sgt. Planey did not know whether any of the other off-duty officers or any of the bar employees spoke to the responding officers. Some of the on-duty officers left the scene. Sgt. Planey went to the north end of Jefferson and spoke to Officers Barnes and Matthews. Sgt. Planey walked toward Officer Powers' car, which was parked south of the bar. He walked past Officers Ana Pina and Nicole Mayoski, who had just arrived on the scene. One of them asked if he was okay and he responded that he was. Sgt. Planey saw that Officer Powers' car was still parked on the street but Officer Powers was not there. Sgt. Planey spoke to Officers Barnes and Matthews again

and they left the area.

The only bar employee Sgt. Planey spoke to outside was [REDACTED] Sgt. Planey apologized for the incident. After the on-duty officers left, the victims were standing outside a building south of Jefferson Tap arguing among themselves and other people. Sgt. Planey heard [REDACTED] tell [REDACTED] to "shut the fuck up." Sgt. Planey did not recall any conversation he may have had with anyone in that group but acknowledged that he probably talked to someone. Sgt. Planey related that he saw [REDACTED] and [REDACTED] at his criminal trial. He recalled seeing [REDACTED] on the scene of the incident but did not recall seeing [REDACTED]. Sgt. Planey did not recall [REDACTED]'s testimony that Sgt. Planey threatened to arrest people from the bar and did not know why [REDACTED] or anyone would say that. Sgt. Planey stated that he did not make any comment like that while on the scene. Sgt. Planey stated that he never showed a badge to anyone on the scene.

After leaving the scene, Sgt. Planey started driving home and called the other officers to find out where Officer Powers was. He was near his home when he found out that Officer Powers was with Officer Kereakes. Sgt. Planey spoke to them on the phone and learned that they were near Officer Kereakes' house. Sgt. Planey suggested that they take Officer Powers home and they went to get Officer Powers' car. Officer Powers decided that he did not want to go home but wanted to go somewhere else. Officer Powers got in his car and left. Sgt. Planey did not know where he went. Sgt. Planey went home at that point.

On his next day at work, Sgt. Planey reported the incident to Lt. [REDACTED] his immediate supervisor. Sgt. Planey gave him a short narrative of what occurred and some of the officers who were involved. Lt. [REDACTED] told Sgt. Planey that a CR number had been obtained. Sgt. Planey relayed that information to the other officers. Sgt. Planey met with the other officers at Officer Kereakes' house after they were removed from the gun team and sent to different units. Shortly afterwards, Sgt. Planey retained an attorney who advised him not to talk to people about what happened.

Sgt. Planey related that he is aware that a TRR is needed for "all incidents which involve a subject fitting the description of an assailant whose actions are directed against a Department member or directed against another person and the member intervenes." Sgt. Planey admitted that he had physical contact with several individuals in order to separate them when they were pushing and shoving each other and acknowledged that these individuals were assailants. Sgt. Planey related that he did not complete a TRR because he was off-duty during the incident and did not take what he considered "police action." He did not think about the incident in terms of the Use-of-Force Model. Sgt. Planey did not know whether he would have completed a TRR for this incident if he had been on-duty and taken the same action. (Attachment 140).

In a statement to IPRA on 02 March 2010, **accused Officer Vincent Matthews** related that he arrived at Jefferson Tap at approximately 2300-0001 hours on 14-15 December 2006 after attending the Christmas party at Kroll's for four or five hours. (Attachment 148). Officer Matthews consumed two alcoholic drinks and some food at Kroll's and one shot and some food at Jefferson Tap. The officers sat in the back of the bar and talked amongst themselves and with other patrons. One of the people Officer Matthews was talking to pointed out that one of his friends was upset and Officer Matthews noticed that it was Officer Powers. Officer Matthews asked Officer Powers what



was wrong and Officer Powers said that another patron made a comment about him crying when he was at the juke box. Officers Kereakes and Padilla were speaking to Officer Powers and trying to console him. Sgt. Planey and Officer Barnes were near the pool table talking to a couple of the people playing pool (the victims). This was the first contact Officer Matthews observed between that group and any of the officers. Officer Matthews talked to Sgt. Planey, who said that they were leaving. Officer Matthews returned to the table and told the other officers that they were leaving.

As everyone was putting on their coats and getting ready to leave, Officer Matthews gave Officer Powers a hug and asked if he was okay. Officer Matthews rubbed Officer Powers' back and felt a handgun in the small of his back. Officer Matthews removed the gun because Officer Powers was in an emotional state, grieving for his father. Officer Matthews had Officer Powers' sweater in his hand and used that to cover the gun as he unloaded it. Officer Matthews put the gun in his left pocket and the ammunition in his right pocket. The officers all began walking toward the exit. Officers Matthews, Woosley and Padilla stopped near the exit area. Officer Matthews saw that the rest of his group was still talking amongst themselves near their table. One of the victims (believed to be ██████) said something to Officer Matthews about a shot he was going to make. Officer Matthews did not answer him. One of the bar employees yelled "last call" and the remaining officers started walking to the exit. Someone said something Officer Matthews could not hear and Officer Powers turned his head toward the pool table. Officer Matthews started paying attention to the pool game at this point. Some of the officers were talking with the victims on the east side of the pool table and some pushing and shoving erupted there. Officer Matthews decided that he needed to take the pool cues away from the people playing pool and put the pool balls away to eliminate any possible weapons. One of them asked Officer Matthews what he was doing and Officer Matthews said something to the effect of "the game is over." Officer Matthews related that none of the bar employees asked for his assistance. Officer Powers' gun was still in Officer Matthews' pocket, where it remained until Officer Matthews got home.

After putting away the pool balls, Officer Matthews yelled to the other officers that they should "get the fuck out of here." Officer Matthews turned and faced the south side of the bar. An individual near the juke box got out of his chair and started rushing toward the officers. Officer Matthews stopped him. The man asked what was going on and Officer Matthews told him it was none of his business. Officer Matthews twice pushed the man back down into his seat and told him to "stay the fuck down" because it had nothing to do with him.<sup>55</sup> Officer Matthews did not know who this person was but believed him to be with the victims and a larger group of people. Officer Matthews heard a commotion behind him. When he turned around, ██████ was on the floor and the other victims were helping him up. Officer Matthews did not know how ██████ got on the floor. Sgt. Planey and Officers Padilla, Powers and Barnes were standing nearby, but Officer Matthews did not observe any of them have physical contact with ██████. Officer Matthews walked around the pool table and motioned to the officers that they should leave. Officer Matthews put his arm around ██████ shoulder, tapped him on the chest and asked if he was okay.

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<sup>55</sup> It should be noted that Officer Matthews did not volunteer any information about his interaction with this unknown individual. The Reporting Investigator had to specifically ask him about this physical contact. Officer Matthews initially stated that he turned his back after telling the other officers they should leave. The next thing he stated was that he heard a commotion behind him, which he later acknowledged occurred after he pushed the unknown individual. The remainder of Officer Matthews' statement is generally consistent with the video recording. (Attachment 148, pages 11-12)

█████ asked Officer Matthews what happened and Officer Matthews told him that he did not know. He and the other officers then exited the bar.

When he got outside, Officer Matthews saw █████ north of the bar near the dead end. Sgt. Planey was standing near the front door talking to someone. Officer Matthews was nearby talking to Officer Padilla. At some point, Officer Powers started walking toward the dead end on Jefferson but Officers Matthews, Barnes, Padilla and Kereakes stopped him before he got there. Officer Woosley remained standing near the door to the bar. Officer Matthews realized that Sgt. Planey was no longer outside. When they realized that, the other officers reentered the vestibule. Officer Matthews was at the back of the group as they entered the vestibule. He saw Sgt. Planey with his back against the wall and his hand in the air. Several of the victims were in the vestibule between Sgt. Planey and the other officers. Officer Matthews could not see what they were doing to Sgt. Planey, but it looked like they were about to “pound” him. Officer Matthews “made a hole” in the group of people and the officers pulled Sgt. Planey out. Everyone was in the vestibule for approximately three to four minutes before they could get Sgt. Planey out. There was a lot of yelling at that time, but Officer Matthews only held the door open and pulled Officer Woosley and Sgt. Planey outside when he was able to do so. Officer Matthews did not have any physical contact with any of the victims and could not recall whether any of the other officers did so. Officer Matthews was asked individually what each officer was doing while they were inside the vestibule, but he stated that he could not recall what they did. Officer Matthews did not see any injuries on any of the victims or officers and did not recall seeing any blood in the vestibule.

After they returned to the sidewalk, Officer Matthews walked south to the alley with Officers Barnes, Padilla and Woosley. Officers Padilla and Woosley left and Officers Matthews and Barnes remained near the alley talking. On-duty officers began arriving. Officer Matthews looked over and saw officers speak to the bar employees near the front door. One of the employees, who Officer Matthews knows as “Dan,”<sup>56</sup> spoke to the officers and then spoke to Officers Matthews and Barnes. A couple of officers also spoke to █████ Officer Matthews saw two people arrive by taxi but he did not have any contact with either of them. He did not recall whether either of them spoke to the on-duty officers. Officer Matthews did not talk to any of the on-duty officers and did not recall if any of the other off-duty officers did so. Officer Matthews did not see Sgt. Planey approach any of the squad cars or wave his arms at them. Officer Matthews stayed with Sgt. Planey and Officer Barnes until Sgt. Planey said they should leave. Officer Matthews then went home.

When Officer Matthews arrived at work the next day, Lt. █████ was waiting for him. He told Officer Matthews that Sgt. Planey had already told him about the incident and asked him what happened. Officer Matthews told him that Officer Powers was grieving and that some guys “talked smack to him” by telling him that “men don’t cry in their beer.” The other officers verbally defended Officer Powers and “some pushing happened.” Some time later, Lt. █████ informed Officer Matthews that he was being transferred to the 013<sup>th</sup> District. After that, Officer Matthews had dinner with Officers Padilla and Powers and talked about how it was “bullshit” that they were removed from their unit. The group met at Officer Kereakes’ house after that to talk about getting attorneys.

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56 The description Officer Matthews provided for this individual matches █████ who is shown on the video talking to Officer Matthews. Officer Matthews did not recognize █████ name, but he stated that “█████ was at the bar on the night of the incident but not working.

Officer Matthews acknowledged that Department policy prohibits an officer from possessing or carrying a firearm that is registered to another person. He stated that he took Officer Powers' weapon despite this policy because of Officers Powers' state of mind. Officer Matthews did not know what was going to happen and wanted to safeguard the weapon. Officer Matthews put the gun in his own gun safe when he got home and returned it to Officer Powers the next day. Officer Matthews denied that he showed the gun to anyone while he was at Jefferson Tap. He was specifically asked about the portion of the video that shows him lift the sweater that was over his arm and show something to Officer Woosley. Officer Matthews related that he was looking at his watch because Officer Woosley asked what time it was. Officer Matthews was also asked about the portion of the video that shows him putting his hand in his pocket while he was putting the pool balls in the pockets, but he did not recall making that motion or seeing it on the video.

Officer Matthews did not complete a TRR for this incident because he did not believe one was necessary. He acknowledged the policy about when to complete a TRR and stated that while he did push the unknown individual to prevent him from getting involved in the altercation that person's actions never rose to the level of an assailant. Officer Matthews did not know whether he would have completed a TRR if this had been an on-duty incident. (Attachment 148).

In a statement to IPRA on 04 March 2010, **accused Officer Erika Woosley** related that she arrived at Jefferson Tap at approximately 0200 hours on 15 December 2006. (Attachment 152). She was at Shenanigans for a few hours before going to Jefferson Tap with Officer Padilla, whom she knew from when she and her partner worked with the Area 4 gun team. Officer Woosley had two beers at Shenanigans but did not have any alcohol at Jefferson Tap. Officer Woosley did not know the other officers very well and did not speak to them beyond small talk. She noticed that Officer Powers was upset. Officer Padilla told her that his father had passed away. She did not hear him say anything about any of the other bar patrons.

Officer Woosley got ready to leave Jefferson Tap approximately an hour after she arrived because she wanted to go. Officer Woosley was standing near the door on the north side of the pool table with Officer Matthews. She acknowledged that she and Officer Matthews are shown on the video talking, but she did not recall the conversation aside from Officer Matthews saying that they needed to leave because the people who worked at the bar wanted to leave. Officer Woosley saw on the video that Officer Matthews had a sweater over his hand and that he lifted the sweater, but she did not recall that happening and did not know what he was doing. Officer Woosley did not see a gun at any point while they were at Jefferson Tap. She did not recall asking Officer Matthews what time it was. Officer Woosley only recalled Officer Matthews putting the pool balls away from watching the video.

As she was standing near the door, Officer Woosley heard a commotion and observed Sgt. Planey pushing and being pushed by another person<sup>57</sup> on the other side of the pool table. Officer Woosley did not know what precipitated the pushing. She had not had any contact with any of the people playing pool before this. Officer Padilla went to assist Sgt. Planey by pulling [REDACTED] off of Sgt. Planey and onto the floor. A few seconds later, Officer Padilla and [REDACTED] got up from the

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57 This person was not identified by Officer Woosley, but the actions she described indicate that it was [REDACTED]

floor. Officer Woosley did not recall any physical actions inside the bar other than the pushing and shoving between Sgt. Planey and [REDACTED]. Everyone left the bar at that point. When they got outside, Officer Woosley stood on the sidewalk outside the vestibule. She saw Sgt. Planey inside the vestibule but did not know where anyone else was. Another subject entered the vestibule from the bar and engaged in a verbal altercation with Sgt. Planey. Officer Woosley did not know what they were saying but she did hear Sgt. Planey yell at the other person to go back inside the bar. Another subject entered the vestibule from the bar. The two subjects<sup>58</sup> argued with Sgt. Planey and one of them eventually got on Sgt. Planey's back. Officer Woosley began entering the vestibule and was pushed inside by the other off-duty officers, who heard the commotion and came from the north end of the street. Officer Woosley was pushed against the bar door facing the inside of the bar. She kept getting pushed against the glass and could not get out. She was not able to see anything that happened inside the vestibule. She tried going back inside the bar but was unable to do so. There was some sort of physical altercation between the other people in the vestibule, but Officer Woosley did not know what happened. Officer Matthews helped Officer Woosley exit the vestibule.

Officer Woosley left the area with Officer Padilla soon after exiting the vestibule. She was not on the scene when the on-duty officers arrived. Officer Woosley did not talk to Officer Padilla or any of the other off-duty officers about the incident. None of them ever told Officer Woosley what happened inside the vestibule and she never asked them what happened. The next time she went to work, Officer Woosley told her sergeant that she had been at Jefferson Tap. He asked if she was involved in the altercation and she said she was not. The next time Officer Woosley spoke to anyone in the Department about the incident was when she was subpoenaed to go to the grand jury several months later. (Attachment 152).

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In a statement to IPRA on 09 March 2010, **accused Officer Gregory Barnes** related that he arrived at Jefferson Tap at approximately 0001-0130 hours on 15 December 2006. (Attachment 156). He had been at the unit Christmas party for several hours before that, where he drank two scotch and water drinks. Officer Barnes had another of the same drink while he was at Jefferson Tap. Officer Barnes left the bar at some point to go home, but received a phone call from Sgt. Planey a few minutes later asking him to take Officer Powers home because Officer Powers was upset. Officers Barnes and Powers were partners at this time. When Officer Barnes returned, he spoke to Sgt. Planey and Officer Padilla. The three agreed that someone should take Officer Powers home and were figuring out how to get Officer Powers' car home. Officer Barnes spoke to Officer Powers, who appeared to be upset and grieving. Officer Powers told Officer Barnes that the group by the pool table were picking on him and calling him names like "pussy" and "crybaby." When he returned to the bar, Officer Barnes noticed this group playing pool, talking and shoving each other around. He did not notice them before he left the first time. They were talking loudly so other people in the bar could hear them. Officer Barnes began listening to them and heard them say "pussy" and "crybaby." Officer Barnes told Officer Powers to ignore them and that he was not doing anything wrong. Officer Powers agreed to go home and he and Officer Barnes discussed whose house they should go to.

The officers started moving toward the exit to leave the bar. They intentionally gave the group at the pool table as much room as possibly. One of the people became loud and said something to the effect of "that's right bitch, go home." Officer Barnes asked Officer Padilla to take Officer

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<sup>58</sup> The investigation revealed these people to be [REDACTED] and [REDACTED]

Powers outside. Officer Barnes approached two of the victims who he believed to be [REDACTED] and [REDACTED]. He placed his hands on their backs/shoulders. He told them that Officer Powers' father had recently died and asked them to give Officer Powers a break. Officer Barnes offered to buy them a round of drinks. [REDACTED] apologized but [REDACTED] said something like "fuck him" or "fuck that pussy." [REDACTED] told [REDACTED] to calm down. [REDACTED] continued to make comments and said that Officer Powers "needs his ass beat." Someone behind Officer Barnes, who he believed to be [REDACTED] raised his voice. Officer Barnes explained that [REDACTED] had been "mouthy" throughout the incident so far. Officer Barnes' arm was pinned between [REDACTED] and another person, who Officer Barnes later learned was Sgt. Planey. They were both pulled backwards and to the left. [REDACTED] was approaching Officer Barnes. Officer Barnes pulled his arm out from where it was stuck and put his arm across [REDACTED] chest area to stop his momentum. Officer Barnes redirected [REDACTED] backwards. [REDACTED] stumbled and fell to the floor on his butt. Officer Barnes told [REDACTED] to stay down, which he did. When Officer Barnes realized that [REDACTED] was not trying to hurt him, he helped him up. [REDACTED] had fallen to the floor after Officer Barnes pulled his arm out. [REDACTED] told his friends to relax and calm down, which is what he was doing in the beginning by telling [REDACTED] to stop making fun of Officer Powers.

Officer Barnes stated that people were arguing back and forth at this point. Officer Barnes tried separating everyone and told them to calm down. [REDACTED] was on the other side of the pool table yelling at Officer Powers and calling him names. Officer Powers walked in [REDACTED] direction. Officer Barnes told someone to grab Officer Powers so they could get him out of the bar. Because the [REDACTED] directed their comments at Officer Powers, Officer Barnes thought they would stop once he was gone. Officer Barnes thought it would be better for someone to grab Officer Powers instead of [REDACTED] because he was with Officer Powers and he thought that Officer Powers would listen to him. Officers Kereakes and Matthews were both on that side of the pool table and one of them stepped between Officer Powers and [REDACTED]. Officer Barnes saw Officer Kereakes speak to [REDACTED] but did not see any physical contact between them. The only physical contact Officer Barnes saw anyone have with [REDACTED] while they were inside the bar was when he saw Sgt. Planey and [REDACTED] push each other, which he only saw on the video. Officer Barnes did not recall seeing that or anything else that night.

The arguments continued between the victims and the officers and amongst the victims themselves. At some point, [REDACTED] fell on the ground. Officer Barnes did not see what happened but stated that it happened quickly. He later saw on the video that [REDACTED] approached him from behind and Sgt. Planey pulled him back toward the pool table. Officer Padilla directed him to the floor and kept him there until he got up. Officer Barnes went over to help [REDACTED] to his feet. Officer Barnes patted [REDACTED] on the neck and hugged him. Officer Barnes did not see any injuries on [REDACTED] but noted that [REDACTED] appeared to have a glass eye. [REDACTED] apologized for the [REDACTED] behavior and said they get like that a lot. Officer Barnes told [REDACTED] that the officers just wanted to leave. One of the bar staff told Officer Barnes to leave with the officers and said she would keep the group of victims inside until they did. [REDACTED] agreed to stay inside with his friends. The officers left the bar.

When Officer Barnes got outside, [REDACTED] was there. He did not see [REDACTED] leave but believed he left with Sgt. Planey. [REDACTED] continued to taunt Officer Powers, who

started to walk in [REDACTED] direction north of the bar. Officer Barnes ran in that direction. Officer Powers was on the sidewalk and [REDACTED] was in the street. There were parked cars between them, including Officer Barnes' truck. Officer Barnes tried to get Officer Powers to get in the truck. [REDACTED] continued to yell at Officer Powers. Officer Barnes did not hear Officer Powers say anything back to him. All of the other officers except Sgt. Planey and Officer Woosley were between the entrance of the bar and the north end of the street. There was never any contact between Officer Powers and [REDACTED]. Officer Barnes was standing with Officer Powers and the rest of the officers were behind them.

Officer Barnes heard Officer Woosley yell something and turned to see Sgt. Planey being pushed against the northwest corner of the vestibule. Officer Barnes saw [REDACTED] and [REDACTED] standing in front of Sgt. Planey, who had his back to the wall. Officer Barnes believed that [REDACTED] and [REDACTED] were punching Sgt. Planey.<sup>59</sup> He could see both of them swinging their fists and saw Sgt. Planey trying to block the punches, but he could not see whether the punches landed. Sgt. Planey started sliding down the wall. The rest of the officers turned and went into the vestibule. Officer Barnes was stopped at the doorway because there were a lot of people inside. He saw Officer Padilla's back and saw that [REDACTED] was throwing punches at him. Officer Padilla punched back. Officer Barnes grabbed Officer Padilla and pulled him back. Officer Kereakes and [REDACTED] then got in an altercation where they were throwing punches at each other. Officer Barnes grabbed Officer Kereakes and pulled him outside. While this was going on, [REDACTED] was in the corner yelling at [REDACTED] to calm down and stop. There were a lot of people in the vestibule. Officer Barnes was trying to separate people and was himself getting bumped.

At that point, Officer Barnes believed [REDACTED] [REDACTED] was agitated, screaming and bleeding from the nose. [REDACTED] again tried to calm [REDACTED]. Officer Barnes touched [REDACTED] face. His nose did not appear to be deformed but he was bleeding from it. [REDACTED] initially allowed Officer Barnes to look at his nose, but then pushed him away and spat at Officer Barnes. Officer Barnes then left the vestibule. [REDACTED] and [REDACTED] exited the bar and went to a condo building south of Jefferson Tap. Officer Barnes did not approach them and did not see any of the other officers do so. [REDACTED] let them in the building. He later came back outside and apologized for his friends' behavior. [REDACTED] remained outside the whole time, yelling and swearing at everyone.

Squad cars started arriving while Officer Barnes was talking to [REDACTED]. The first cars came at a high rate of speed with their emergency equipment on. Sgt. Planey made downward hand motions as if to tell them to slow down. When they got there, some of the cars left immediately but others lingered. The on-duty officers who remained talked to each other. Officer Barnes did not know what was said. Officer Nicole Mayoski asked if Officer Barnes was okay and he said yes. That was the only on-duty officer he spoke with. Officer Barnes did not see Sgt. Planey talk to any of the on-duty officers. [REDACTED] was talking to Officer Barnes when Officer Mayoski talked to him, but Officer Barnes did not know if he talked to her or not. [REDACTED] yelled at a couple of the officers

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59 After noting that this was the only aggressive action [REDACTED] made during the entire incident and that he actually tried to serve as a mediator for the rest of the incident, Officer Barnes was asked whether it was possible that [REDACTED] was actually trying to stop [REDACTED] rather than trying to punch Sgt. Planey. Officer Barnes indicated that from where he was standing it looked like [REDACTED] was making the same motions as [REDACTED]



but Officer Barnes did not know what he said. One of the waitresses spoke to Officer Mayoski or her partner right before Officer Barnes did. Officer Barnes remained on the scene with Sgt. Planey and Officer Matthews. They waited to see if any of the victims gave an account to the on-duty officers. If they did, the off-duty officers would have given their account. Officer Barnes stayed back because he was not acting as a police officer and therefore was not in charge of the scene. [REDACTED] arrived at the bar and Officer Barnes briefly apologized for the disturbance. He did not see Sgt. Planey have any interaction with [REDACTED] or [REDACTED]. Once everyone was gone, Officer Barnes left the scene and went home.

Officer Barnes returned to work the next day. Sgt. Planey was the other officers' immediate supervisor and told them that he had informed his supervisor, Lt. [REDACTED] about the incident. Officer Barnes never talked to Lt. [REDACTED] about it and Lt. [REDACTED] never asked him about it. The officers met at Officer Kereakes' house a few days later. Sgt. Planey told them that he made notifications about the incident. Officer Powers was upset because he thought the incident was his fault. The other officers told him that he did not do anything wrong.

Officer Barnes did not complete a TRR regarding this incident because he did not think that one was necessary. He related that although he initially believed [REDACTED] to be an assailant when [REDACTED] advanced on him while they were inside the bar, he soon realized that [REDACTED] was only trying to get [REDACTED]. He did not push or shove [REDACTED] but only put an arm out to stop [REDACTED] forward movement. [REDACTED] somehow fell because of that. Aside from putting his hands on [REDACTED] and [REDACTED] at the beginning of the incident, hugging [REDACTED] and checking [REDACTED] nose, Officer Barnes did not have any other physical contact with any of the victims. (Attachment 156).

In a statement to IPRA on 10 March 2010, **accused Officer Demetrios Kereakes** related that he arrived at Jefferson Tap at approximately 0030-0100 hours on 15 December 2006. (Attachment 160). Prior to this incident, Officer Kereakes had been injured on duty and was on medical leave from the Department. On the evening of 14 December 2006, Officer Kereakes went to the Area 4 Christmas party at Kroll's. He was there for a couple of hours and had two whiskey drinks. Officer Kereakes then went to Wabash Tap with the other members of his team for approximately 45 minutes, where he drank less than one whiskey drink. Officer Kereakes wanted to spend time with the members of the Area 4 gun team, so they returned to Kroll's. When they arrived, those officers were leaving and going to Jefferson Tap, so Officer Kereakes and his partner went with them. Officer Kereakes had one or two drinks while he was at Jefferson Tap. Officer Kereakes did not have any interaction with any of the other patrons and did not see anyone playing pool. Officer Powers was upset because of his father's death. Officer Kereakes spoke to him off and on throughout the night and had a conversation with him toward the end of the night, but Officer Powers never told Officer Kereakes that anyone was making fun of him. Their group started to leave the bar around 0330 hours when "last call" was called. Officer Kereakes found a backpack near the area and gave it to Sgt. Planey, who brought it to the bar staff.

Officer Kereakes started to walk toward the door and observed people standing near the pool table. One of the people<sup>60</sup> was holding a pool stick and Officer Kereakes heard an argument coming

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60 Officer Kereakes did not know who this person was, but the video shows that it was [REDACTED]

from that direction. Officer Padilla approached the area and Officer Kereakes followed him. Both officers focused their attention on [REDACTED]. Officer Kereakes saw that [REDACTED] was focused on the argument and thought that the pool stick could be used as a weapon. Officer Kereakes did not initially know who was involved in the argument but he later learned that one or two officers were involved at some point. Officers Kereakes and Padilla both told [REDACTED] to put down the pool stick, but he did not listen to them. Officer Padilla took the pool stick and put it down on the table. Officer Kereakes told [REDACTED] to back away from the pool table and [REDACTED] complied. Officer Kereakes' attention was focused on [REDACTED] and he could not see the other officers from where he was standing at the southwest side of the pool table. Officer Kereakes heard someone yell "grab Paul," meaning Officer Powers. Officer Kereakes turned to the north and Officer Powers ran into him. Officer Kereakes grabbed Officer Powers and walked him toward the door. Officer Powers did not try to get away from Officer Kereakes and Officer Kereakes did not remember Officer Powers saying anything.

After walking with Officer Powers, Officer Kereakes heard a commotion behind him and to his right. Officer Kereakes focused his attention on that group to the southeast of the pool table and approached them. There was a verbal altercation going on in that group, which included some officers. The people were getting close to each other so Officer Kereakes wedged himself between the parties. Everything calmed down in that group at that point. Officer Kereakes turned and saw Officer Padilla and one of the bar patrons<sup>61</sup> on the floor on the east side of the pool table. Officer Kereakes did not see them go to the floor. Officer Padilla was telling the person now known as [REDACTED] to calm down and stay on the floor. Officer Kereakes joined them, bent over and told [REDACTED] to stay down. As Officer Kereakes was bent over, it felt like an unknown person was jumping on his back. Officer Kereakes stood up and told this person to back up.

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Officer Kereakes stated that everything was over at this point. Officer Barnes was standing with his arms out to hold people back. Officer Padilla and [REDACTED] had gotten off the floor. Officer Kereakes did not speak to [REDACTED] and did not see any injuries on him. He did not recall whether he was close enough to [REDACTED] to see his face. Officer Kereakes did not know where the other officers were or whether they were still in the bar, nor did he see [REDACTED]. Officer Kereakes walked outside and saw someone<sup>62</sup> holding a jacket and being verbally abusive toward Officer Powers. Officer Kereakes did not recall what this person, now known as [REDACTED] was saying, just that he was being antagonistic. [REDACTED] was walking back and forth to the north of the bar. Officer Powers was standing nearby. Officer Kereakes did not recall Officer Powers saying anything back to [REDACTED]. The other officers joined them outside. Officer Kereakes told [REDACTED] to go home and said that everything was over. [REDACTED] continued to approach Officer Powers. Officer Powers walked around the area on the sidewalk or street but Officer Kereakes did not recall whether Officer Powers approached [REDACTED] at any point. Officer Kereakes acknowledged that there was a portion of the video that showed him and the other officers walk to the north, out of the view of the camera. He did not recall why they did that or what they did.

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<sup>61</sup> The video indicates that this person was [REDACTED]

<sup>62</sup> Officer Kereakes did not recall whether he saw this person inside the bar and did not know whether the person he saw with the jacket was the same person as the one with the pool stick inside the bar. The video and other evidence indicate that [REDACTED] was both the person with the pool stick inside the bar and the jacket outside the bar.



Officer Kereakes turned to his left and saw Sgt. Planey inside the vestibule being pinned against the corner by "two or three guys."<sup>63</sup> Sgt. Planey was pushed against the corner of the vestibule with his arm outstretched to keep the men off of him. Officer Kereakes saw that the men were "trying to swing" at Sgt. Planey but could not see whether they actually hit him. Officer Kereakes ran to the vestibule. When he got there, Sgt. Planey was still struggling with the men. Officer Kereakes was the first officer to arrive at the vestibule. He told the men to stop fighting and get off Sgt. Planey. At this point, the men were spitting and flailing their arms. One of the men spat at Officer Kereakes, but he did not know whether their other actions were directed toward him. Officer Kereakes pushed down their arms in an effort to eliminate any further threat. That was the only physical contact Officer Kereakes had with any victims in the vestibule. The other officers followed Officer Kereakes into the vestibule and tried to de-escalate the situation by telling the victims to "calm down" and that the fight was over. Officer Kereakes did not see any of the other officers punch any victims in the vestibule. He did not see any injuries on the victims and did not see any blood.

Officer Powers was trying to enter the vestibule and Sgt. Planey told Officer Kereakes to grab him. Officer Kereakes explained that, due to Officer Powers' emotional state and everything else that happened that night, Sgt. Planey wanted Officer Powers out of the vestibule. Officer Kereakes grabbed Officer Powers and brought him outside. They got into Officer Kereakes' vehicle, which was parked across the street from the bar. They drove a few blocks away and waited to hear from Sgt. Planey. They stayed there for 30-45 minutes and talked about the recent deaths of Officer Powers' father and Officer Kereakes' mother. When he spoke to Sgt. Planey, they agreed to meet at Foster and Milwaukee. Once they were there, Sgt. Planey told Officer Kereakes that everything was fine. ~~Officer Kereakes left his car at his house, which was in the area, and he and Sgt. Planey drove~~ Officer Powers back to his car, which was parked near the bar. Officer Kereakes then went home.

Officer Kereakes did not recall the specific dates, but he called his bosses, including Lt. [REDACTED] Sgt. John Lucid and Everett Johnson,<sup>64</sup> to make sure that they were aware of the incident. Officer Kereakes knew that Sgt. Planey also spoke to them before he did. Officer Kereakes did not prepare any written reports about this incident. At some point after the incident, approximately two weeks later, Sgt. Planey and Officers Matthews, Powers, Barnes and Padilla went to Officer Kereakes' house to talk about the incident. The purpose of the meeting was to talk about what everyone remembered from that night. Officer Kereakes shared his recollection but did not recall which of the other officers did so or what they said. (Attachment 160)

In a statement with IPRA on 25 March 2010, **accused Officer Paul Powers** related that, on 14 December 2006, he went to Kroll's for their unit Christmas party. (Attachment 165) Officer Powers consumed approximately two or three vodka drinks and one or two shots of liquor in the six hours he was at that party before going to Jefferson Tap to meet the rest of his team. Officer Powers arrived at Jefferson Tap at approximately 0200 hours and had another one or two vodka drinks while he was there. Officer Powers had his weapon with him and related that he carries that weapon, a small revolver, as a matter of "routine" when he is off-duty. Officer Powers understood that General Order 07-01 discouraged officers from carrying firearms when they are drinking alcohol or taking

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<sup>63</sup> Officer Kereakes had not seen any of these men inside the bar.

<sup>64</sup> At the time, Johnson was the Deputy Chief of Area 4. He is no longer with the Department.

medication to the extent that it impairs their mental state. Officer Powers did not believe that he was physically or mentally impaired from the alcohol he consumed on 14-15 December 2006 and stated that he was not “buzzed” or drunk. The weapon was secured on Officer Powers’ rear waistband. At some point while they were at Jefferson Tap, Officer Powers became emotional over the death of his father several months earlier. Officer Matthews took Officer Powers’ gun from him at some point while Officer Powers was emotional. Officer Matthews never said anything to Officer Powers about why he took the gun and Officer Powers did not say anything either. Officer Powers related that he trusted Officer Matthews’ judgment about the gun and trusted that Officer Matthews must have felt that taking the gun was the “right thing to do.” Officer Powers related that he never asked Officer Matthews about it at any point after this incident.

While they were at the bar, Officer Powers talked to the other officers about his father and began crying. While this was going on, Officer Powers observed the victims near the pool table making comments about him and laughing. When the officers started to leave the bar at approximately 0330 hours, Officer Barnes stopped to talk to the victims and told them to give Officer Powers a break. One of the victims said “fuck that pussy.” An altercation started between the officers and the victims, during which Officer Powers “exchanged words” with an individual he later learned was [REDACTED]. Officer Powers did not recall exactly what was said but he admitted that they called each other names and that their exchange was not “pleasant.” There was pushing and shoving going on between the officers and the victims. Officer Powers recalled Sgt. Planey and Officer Padilla being involved in the pushing and shoving and that Officer Kereakes was in the vicinity. Officer Powers moved closer to the physical altercation so he could assist the other officers if the situation escalated. Officer Powers had difficulty differentiating between his independent recollection and what he knew from seeing the video recording of the incident.<sup>65</sup> He recalled from watching the video that both [REDACTED] and [REDACTED] were on the ground at some point. He knew from watching the video that Officer Padilla brought [REDACTED] to the ground and “vaguely” recalled that Sgt. Planey was involved in that action, but he did not recall how [REDACTED] got on the ground.

At some point during the verbal exchange with [REDACTED] Officer Powers was standing between the pool table and the front windows at the west side of the bar. Officer Powers admitted that he had to deviate from his initial path to the door in order to go to that area. Officer Powers related that he did not exit the bar because the physical altercation was still occurring. The physical altercation de-escalated because the officers decided to leave. Officer Powers left the bar with [REDACTED] and Sgt. Planey. He recalled seeing physical contact between the [REDACTED] and Sgt. Planey as they were leaving. Officer Powers described this contact by saying that Sgt. Planey’s hands were near the collar of [REDACTED] shirt while they were against the wall. [REDACTED] was being “belligerent” at this point. Officer Powers related that, throughout the incident, every time the altercation would seem to de-escalate, [REDACTED] would continue the verbal portion of it and the altercation would escalate again. Officer Powers admitted that he called [REDACTED] names while this was going on. This exchange of words continued after Officer Powers and Sgt. Planey were outside with [REDACTED]. While they were outside, Officer Powers observed Sgt. Planey push [REDACTED] against the wall. Sgt. Planey had been telling [REDACTED] to stay outside in order to keep him from the rest of the group. Officer Powers continued his exchange with [REDACTED] and

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65 Officer Powers related that he saw the video while preparing for his deposition and the criminal trial.

tried to get [REDACTED] to leave the area.

The other officers exited the bar and several of them gathered on the sidewalk to the north of the bar. [REDACTED] was further north and west of them at this point. He was pacing in the street near where Jefferson dead-ends. None of the officers had any physical contact with [REDACTED] at this time. At some point, everyone's attention was drawn to the vestibule area of the bar. Officer Powers did not see anything specific but his attention was drawn because the other officers looked in that direction. The officers all went to that location and entered the vestibule. Officer Powers entered the vestibule and saw Officers Barnes, Kereakes and Matthews in front of him. Officer Powers did not recall everyone else who was in the vestibule but recalled that it was a large group. Officer Powers described the action in the vestibule as "chaotic" and said that there was more pushing and shoving going on. Officer Powers did not see any punches and he did not see anyone with injuries, but he saw a small amount of blood on the plexi-glass window. Someone pushed Officer Powers out of the vestibule. As the other officers were exiting the vestibule, Officer Powers left the area with Officer Kereakes. He did not recall why the two of them left together. They left in Officer Kereakes' car and parked at a gas station for a while before driving around. They continued their earlier conversation about Officer Powers' grief over his father. They eventually met Sgt. Planey and went back to where Officer Powers had left his car. Officer Powers left the area and went to a friend's house.

Officer Powers next went to work on the evening of 15 December 2006 and retrieved his gun from Officer Matthews. Officer Powers never reported this incident to any supervisor. He related that Sgt. Planey, who was his direct supervisor at the time, was with him during the incident. Officer Powers chose to respect his chain of command and did not report the incident to any supervisor higher than Sgt. Planey. Approximately one week after the incident, Officer Powers was removed from his unit and reassigned to the 014<sup>th</sup> District. He had a conversation with then-Deputy Superintendent Charlie Williams,<sup>66</sup> who informed him about the reassignment and told him to seek counseling about his father's death. Officer Powers later talked about the incident with some of the other involved officers but did not recall whether they shared their recollections about what happened. (Attachment 165)

At the end of his statement to IPRA, Officer Powers supplied a typed document entitled "Addendum to 3/25/10 IPRA Statement of Paul Powers." In that document, Officer Powers denied any allegations made by [REDACTED] related to Officer Powers and stated that he never hit, punched or kicked [REDACTED] at any point. Officer Powers also reiterated that he got in the habit of carrying an off-duty weapon after seeing his father, who was a Chicago police officer, and his father's friends do the same thing. Officer Powers denied being impaired as a result of drinking alcohol at the time of this incident and stated that he consumed that alcohol over the course of a long night during which he ate a lot of food. Officer Powers continued that he never intended to do anything that brought discredit on the Department and that he wished the incident had never happened. (Attachment 166)

IPRA obtained depositions and/or trial testimony given by [REDACTED]

[REDACTED] Sgt. Jeffery Planey, Officer Demetrios Kereakes, Officer Matias

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<sup>66</sup> Deputy Williams is no longer with the Department.

Padilla, Paul Powers, Officer Gregory Barnes, Officer Vincent Matthews, Officer Erica Woosley, [REDACTED] Sgt. Dale Kingsley, Officer Christopher Lindahl, Officer Kenneth Carlyon, Officer Nicole Mayoski, Officer Frederick Collins, Detective Gregory Swiderek, and Detective Carlos Cortez. These individuals provided essentially the same information in their testimonies as they provided to IPRA and was contained in the related CPD reports.

**General Order 93-03-02B: Specific Responsibilities** outlines the procedure for the filing and investigation of complaints against CPD members. The order requires that “members who have knowledge of circumstances relating to a complaint will submit an individual written report to a supervisor before reporting off duty on the day the member becomes aware of the investigation.”<sup>67</sup> (Attachment 110)

**General Order 02-08-05: Incidents Requiring the Completion of a Tactical Response Report** provides five types of incidents in which a TRR is necessary, four of which are relevant to this investigation:

1. “all incidents which involve a subject fitting the definition of an assailant whose actions are directed against a Department member or directed against another person and the member Intervenes.
2. all incidents which involve a subject fitting the definition of an active resister except for incidents in which:
  - a. the subject’s only action of resisting is fleeing; **and**
  - b. ~~the member’s actions did not extend beyond verbal commands and/or control~~ holds utilized in conjunction with handcuffing and searching techniques which do not result in injury or allegations of injury.
3. incidents involving a subject fitting the definition of a passive resister or a cooperative subject when the subject is injured or alleges injury resulting from the member’s use of force option.
4. ...
5. all incidents where a subject obstructs a police officer when the obstructing is a physical act between the subject and the officer.”<sup>68</sup>

There is no distinction in this General Order regarding an officer’s duty status and the requirement to complete a TRR. (Attachment 169)

**General Order 07-01: Department Approved Weapons and Ammunition** states in part that “while sworn members are permitted to carry firearms during nonduty hours, they are instructed to refrain from doings so when there is a likelihood that they will consume alcoholic beverages or medications which may impair their physical and/or mental abilities.”<sup>69</sup> (Attachment 170)

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67 G.O. 93-03-02B, II. A. 5.

68 G.O. 02-08-05, II. A. 1.-5. The fourth type of incident is the discharge of OC spray or other chemical weapon, a Taser, impact munitions or a firearm, which does not apply to this incident.

69 G.O. 07-01, III. C.

## CONCLUSION:

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 1** against Sgt. Planey, that he physically maltreated [REDACTED] and [REDACTED]. The video shows that Sgt. Planey actively engaged in the altercation by the pool table by bringing [REDACTED] and [REDACTED] to the floor and pushing other people who were standing near the table. Neither [REDACTED] nor [REDACTED] appeared to be doing anything wrong prior to Sgt. Planey taking them down. Sgt. Planey related that [REDACTED] fell to the ground while Sgt. Planey was pulling him backward. The rationale that Sgt. Planey described that [REDACTED] was standing in a group around Officer Barnes. Sgt. Planey did not describe that [REDACTED] was doing anything to Officer Barnes or causing any problems. There was no reason for Sgt. Planey to place his hands on [REDACTED] or use any force on him.

After [REDACTED] got off the floor and agreed to not engage in any fight, Sgt. Planey related that he saw [REDACTED] try to join a group of people who were pushing and shoving each other and he wanted to prevent [REDACTED] from joining that group. Sgt. Planey grabbed [REDACTED] from the side and pushed him onto the pool table. The video, however, does not clearly show what [REDACTED] was doing at that time. [REDACTED] was part of a group of four men who suddenly found themselves engaged in a verbal and physical fight with a group of six men they did not know. It is possible that [REDACTED] was actually trying to reach his friends to assist them. At that point, [REDACTED] was not engaged in any activity that would justify any use of force against him by any of the CPD members in the bar. Sgt. Planey did not have any reason to push [REDACTED] onto the pool table. The video shows that Officer Padilla then joined Sgt. Planey and the two of them pulled [REDACTED] from the pool table to the floor and held him there. The video does not clearly show what occurred at that point, but [REDACTED] related that he was punched and kicked while he was on the floor. The injury he sustained to his eye supports his account that he was struck while he was on the floor. It is not clear who did this, but Sgt. Planey's initial unjustified action of pushing [REDACTED] onto the pool table is what led to [REDACTED] being brought to the floor and beaten.

After the altercation by the pool table was over, Sgt. Planey escorted [REDACTED] from the bar and pushed him against the interior wall while doing so. Sgt. Planey explained that he escorted [REDACTED] from the bar in order to separate him from the rest of the group to prevent further fighting. The physical altercation was over at that point, however, and there was no reason for Sgt. Planey to remove [REDACTED] from the bar. If Sgt. Planey wanted to separate the parties, he should have instructed that his own group leave, an action that Sgt. Planey claimed he did not think of doing at the time. Sgt. Planey related that he tried to push [REDACTED] out the door when [REDACTED] tried to go back inside the bar. They "wound up against the wall" because of the way that [REDACTED] moved. There was no reason for Sgt. Planey to escort [REDACTED] from the bar in the first place and therefore no justification for Sgt. Planey to try to push him through the door when [REDACTED] tried to re-enter the bar. [REDACTED] had just seen his brother and [REDACTED] being pulled to the ground by a group of men he did not know. Sgt. Planey was trying to separate him from the group and take him outside. It makes sense that [REDACTED] should try to stay inside the bar with the rest of his friends. There is no indication that he was trying to engage in any kind of fight. The physical fight was over at this point. No one described that [REDACTED] took any aggressive

physical actions prior to this, or indeed at any point during the incident. Sgt. Planey was therefore not justified in pushing [REDACTED] toward the exit or against the wall.

After they got outside, the video showed that Sgt. Planey approached [REDACTED] and pushed him against the exterior wall. Sgt. Planey related that he repeatedly told [REDACTED] to leave the area because he was worried that [REDACTED] would reignite the fight when everyone started to leave the bar. Sgt. Planey related that he tried to push [REDACTED] when [REDACTED] raised his arms to Sgt. Planey. The video, however, tells a different story. The video indicates that Sgt. Planey approached [REDACTED] when [REDACTED] was holding what appeared to be a telephone in his hand. [REDACTED] held his hands out in front of him. This is a defensive action, not an aggressive one. It is at that point that Sgt. Planey pushed [REDACTED] against the wall. [REDACTED] was not attacking Sgt. Planey and did not do anything to justify Sgt. Planey's action against him.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 2** against **Sgt. Planey**, that he engaged in an improper verbal and/or physical altercation. Sgt. Planey and the other off-duty officers related that the victims provoked this altercation because they directed negative comments toward Officer Powers. Sgt. Planey justified his physical actions by saying that he wanted to separate the parties to prevent the pushing and shoving from escalating to a physical altercation. The only thing that actually escalated the physical fight was Sgt. Planey's own actions. As explained above for Allegation 2, Sgt. Planey was not justified in the physical actions he took against [REDACTED] and [REDACTED].

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The Reporting Investigator recommends a finding of **Sustained** for **Allegation 3** against **Sgt. Planey**, that he failed to report information concerning a crime or other unlawful action. Sgt. Planey admitted that he never told any of the on-duty officers anything about what happened during the incident. He and the other off-duty officers were involved in a physical altercation inside and outside the bar, which at least amounted to Disorderly Conduct. He related that he attempted to talk to one of the officers about it, but that he merely spoke casually with Officer Collins while he waited to talk to that unknown officer. Officer Collins was the officer who was assigned to the calls at Jefferson Tap but Sgt. Planey did not tell him what happened. Sgt. Planey repeatedly described himself and the other officers as victims in the incident, including his description of what happened in the vestibule, but he never made any report of this incident to the on-duty officers or requested assistance from them.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 4** against **Sgt. Planey**, that he failed to report a fellow officer's misconduct. Sgt. Planey related that he reported the incident to his superior officer the next day, but he did not report any of the incident to the on-duty officers who were on the scene in response to the 911 calls. As Department supervisor, and indeed the supervisor of the other officers involved in this incident, Sgt. Planey should have taken further steps to make sure that a complaint was initiated at the time of the incident to investigate the verbal and physical altercation that Sgt. Planey observed, including Officer Padilla pulling [REDACTED] to the floor near the pool table and Officer Powers repeatedly exchanging insults with [REDACTED]. Additionally, General Order 93-03-02B requires that any member with knowledge of "circumstances relating to a complaint will submit an individual written report to a supervisor before reporting off

duty on the day that the member becomes aware of the investigation.” Sgt. Planey did not do this and instead merely had a conversation with his supervisor about the incident.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 5** against **Sgt. Planey**, that he prevented [REDACTED] and [REDACTED] from obtaining police assistance<sup>70</sup>. [REDACTED] reported that he was trying to call the police when Sgt. Planey took the phone from him and removed the battery. The video indicates that [REDACTED] appeared to be holding a phone when Sgt. Planey pushed him against the exterior wall. Sgt. Planey related that he did not know what [REDACTED] had in his hand but acknowledged that [REDACTED] said it was a phone. Even if Sgt. Planey did not take [REDACTED] phone, his action of pushing [REDACTED] against the wall while [REDACTED] was holding his cell phone prevented [REDACTED] from being able to call for assistance.

The video also shows that, once on-duty officers arrived on the scene, Sgt. Planey waved his arms at them. Sgt. Planey denied that he told any of the on-duty officers that he was handling the incident, but Sgt. Planey knew and spoke to several of the on-duty officers. He also admitted that he interrupted while [REDACTED] was talking to one of the on-duty officers. Sgt. Planey related that he just wanted to provide his side of the story, but his interruption resulted in the on-duty officers not taking any action or providing assistance to the victims. Sgt. Planey related that he “casually” spoke with Officer Collins, the officer assigned to the calls at Jefferson Tap.

The Reporting Investigator recommends that **Sgt. Planey** be **Exonerated** regarding **Allegation # 6**, that he failed to complete a Tactical Response Report regarding this incident. While ~~Sgt. Planey repeatedly described the victims as the aggressors and admitted that he had physical contact with them in response to their actions in his statement to IPRA, this investigation revealed that the victims were not assailants and therefore no Tactical Response Report was required.~~

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 7** against **Sgt. Planey**, that he engaged in conduct which brought discredit on the Department. Sgt. Planey was off-duty and not in uniform; however, he was known to be a police officer by the Jefferson Tap employees, who relayed that information to the victims. Sgt. Planey related to IPRA that he had been to Jefferson Tap many times prior to this incident, including while he was on-duty. In fact, Sgt. Planey previously knew witnesses [REDACTED] and [REDACTED] by name. Sgt. Planey engaged in the physical altercation at the bar by bringing [REDACTED] and [REDACTED] to the floor and by pushing [REDACTED] against the interior and exterior walls of the bar. After the on-duty officers started arriving, Sgt. Planey waved his arms at them. The on-duty officers remained on the scene for a short time and left without providing police service. Sgt. Planey related that he did not wave his arms in an effort to prevent the victims from getting police service, but that was the result of his actions. Moreover, Sgt. Planey took no affirmative steps to ensure that police service was provided. Sgt. Planey was arrested as a result of this incident. His arrest, the recording of his role in the altercation and the resulting criminal trial were well-publicized in the media and did in fact bring discredit upon the Department.

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70 See Log #1002796 for more information regarding the on-duty officers’ response to Sgt. Planey’s presence on the scene.



The Reporting Investigator recommends a finding of **Not Sustained** for **Allegation 1** against **Officer Powers**, that he physically maltreated [REDACTED] Barry [REDACTED] and/or [REDACTED]. Neither the video evidence nor any of the witness statements prove that Officer Powers engaged in any physical actions against the victims. [REDACTED] alleged that he was kicked and punched by several officers while he was outside of the bar. He indicated that this beating took place while they were out of range of the camera. While it is true that the recording depicts a point when some of the officers and [REDACTED] are off-camera in the same general area outside of the bar, none of the witnesses were able to corroborate [REDACTED] claim that he was beaten by Officer Powers or any other officer in that time. [REDACTED] medical records indicate that he had a “probable” fractured rib, but this alone does not prove that he was beaten outside of the bar by Officer Powers.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 2** against **Officer Powers**, that he engaged in an improper verbal and/or physical altercation. Officer Powers admitted that he and [REDACTED] “exchanged words” that were “not pleasant” and called each other names. Sgt. Planey also stated that the argument between Officer Powers and [REDACTED] persisted throughout the incident, both outside and inside the bar. Officer Powers related that the entire incident began when the victims called him a “pussy.” This does not justify Officer Powers returning the insulting words and names as he admitted he did. The video shows several points during the incident when officers attempted to lead Officer Powers away from the altercation and toward the door. Officer Powers instead kept returning and re-engaging in the verbal altercation. Officer Powers was unable to provide any justification for his role in the altercation.

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The Reporting Investigator recommends a finding of **Sustained** for **Allegation 3** against **Officer Powers**, that he was in possession of a firearm while consuming alcohol in violation of General Order 07-01. Officer Powers admitted that he had his weapon in his possession and that he was consuming alcohol. Officer Powers’ understanding of the General Order is that it prohibits an officer carrying a weapon when the officer is going to become “impaired.” Officer Powers related that, although he consumed three to five vodka drinks and one or two shots of liquor throughout the evening, he was not physically or mentally impaired. The General Order actually instructs officers not to carry their weapons “when there is a likelihood that they will consume alcoholic beverages or medications which may impair their physical and/or mental abilities.” This is a more objective standard and the fact that Officer Powers did not feel impaired is immaterial. Indeed, Officer Powers admitted that he consumed alcoholic beverages. The fact that Officer Powers brought his weapon with him to two bars was in direct violation of this General Order because there was a “likelihood” that he would consume alcoholic beverages.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 4** against **Officer Powers**, that he failed to maintain control of his weapon. Officer Powers admitted that Officer Matthews took his weapon from him. Officer Powers did not try to stop Officer Matthews or even ask Officer Matthews why he took the weapon. The only thing Officer Powers did to secure the weapon in the first place was to clip it on the inside of his rear waistband. The fact that Officer Matthews was able to take the weapon indicates that Officer Powers failed to maintain control of the weapon.



The Reporting Investigator recommends a finding of **Sustained** for **Allegation 5** against **Officer Powers**, that he failed to report information concerning a crime or other unlawful actions. Officer Powers admitted to IPRA that he did not make any notification about this incident to anyone. Officer Powers related that he did not report the incident because his immediate supervisor was present and already knew about what happened. Because his supervisor was involved, Officer Powers should have spoken to the responding officers or someone in a higher position to make sure that the Department was aware of the physical altercation that took place at Jefferson Tap. Officer Powers failed to do so.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 6** against **Officer Powers**, that he failed to report a fellow officer's misconduct for the same reasons as above for Allegation 6. Additionally, Officer Powers was under an obligation to report the misconduct he observed, including the fact that Officer Matthews took Officer Powers' gun from him, that Sgt. Planey and Officer Padilla pulled [REDACTED] to the floor, that Sgt. Planey pushed [REDACTED] against the interior and exterior walls of the bar and that there was some "pushing and shoving" in the vestibule that resulted in someone's blood being on the window of the vestibule. Officer Powers also should have prepared a report documenting what his observations. Officer Powers failed to do so.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 7** against **Officer Powers**, that he engaged in conduct which brought discredit on the Department. The investigation revealed that Officer Powers engaged in an unjustified verbal altercation with [REDACTED]. While the video did not show Officer Powers engage in the physical altercation, it did show that Officer Powers repeatedly approached [REDACTED] and the other victims. There were several points during the incident where other officers attempted to lead Officer Powers away from the victims and in the direction of the door. As described above for Allegation 7 against Sgt. Planey, several of the bar employees knew that Officer Powers and the others were off-duty police officers. Officer Powers' involvement in the incident, as well as his later arrest and trial, brought discredit upon the Department.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 1** against **Officer Barnes**, that he physically maltreated [REDACTED]. Both Officer Barnes and [REDACTED] describe physical contact between the two of them. Officer Barnes described the action as him putting his arm across [REDACTED] chest when he thought that [REDACTED] was approaching him and “redirecting” his movement. [REDACTED] described the action as a punch. This interaction is not clearly shown on the video but, either way, there was enough force to cause [REDACTED] to fall to the floor. Officer Barnes admitted that he was mistaken in his belief that [REDACTED] was approaching him in a threatening manner and acknowledged that [REDACTED] was merely trying to assist [REDACTED]. Even if Officer Barnes’ description of the action is accurate, the force he used was inappropriate and unjustified. Officer Barnes related that, immediately prior to this, [REDACTED] told [REDACTED] to calm down. There was no reason for Officer Barnes to believe that [REDACTED] was being aggressive at that point.

[REDACTED] identified Officer Barnes as the person who punched [REDACTED] in the vestibule. This, however, is not corroborated by the evidence. [REDACTED] stated that those two men were the only ones in the vestibule at the time [REDACTED] was punched, which contradicts the video recording from outside the bar that shows many people enter the vestibule from that direction. [REDACTED] identification was refuted in criminal court when Officers Barnes’ attorney showed that Officer Barnes was still outside the bar at the time [REDACTED] saw the unknown officer punch [REDACTED]. It is possible that [REDACTED] was mistaken about the point at which she saw the punch, but she also confused Officer Barnes and Officer Padilla when she said that Officer Barnes was the one who helped Sgt. Planey bring [REDACTED] to the floor. That officer was actually Officer Padilla. [REDACTED] was unable to identify the officer who punched him, nor were any of the other victims or witnesses. Officer Barnes denied this action and related that he was stopped near the vestibule’s door because there were too many other people inside. Officer Barnes and other officers attributed this action to Officer Padilla.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 2** against **Officer Barnes**, that he engaged in an improper verbal and/or physical altercation. Officer Barnes participated in the physical fight by punching or pushing [REDACTED] causing him to fall to the ground. As explained above for Allegation 2, Officer Barnes was not justified in using force on [REDACTED] who Officer Barnes acknowledged was not acting in an aggressive manner.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 3** against **Officer Barnes**, that he failed to report information concerning a crime or other unlawful actions. Officer Barnes and the other off-duty officers were involved in a physical altercation inside and outside the bar, which at least amounted to Disorderly Conduct, but Officer Barnes never gave any of the on-duty officers any information about the incident. Officer Barnes admitted that he spoke to on-duty Officer Nicole Mayoski when she arrived on the scene but did not provide any information to the on-duty officers about the altercation that had just occurred in the bar. Officer Barnes related that he was only going to tell the on-duty officers what happened if the victims did so first. The fact that the victims were unable to obtain assistance from the on-duty officers does not excuse Officer Barnes from his duty to report the incident.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 4** against **Officer Barnes**, that he failed to report a fellow officer's misconduct. Officer Barnes was a witness to the actions taken by the other officers during the incident. He reported to IPRA that he saw Officer Padilla punch [REDACTED] on the face in the vestibule, but he never reported the incident to his superiors. Officer Barnes related that Sgt. Planey was his immediate superior and that Sgt. Planey told the other officers that he notified their lieutenant about the incident. Officer Barnes was still under an obligation to report the incident himself and to prepare a report documenting his observations, which he did not do.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 5** against **Officer Barnes**, that he prevented [REDACTED] and [REDACTED] from obtaining police assistance. Officer Barnes was on the scene when on-duty officers arrived and appeared to approach them on the video. Officer Barnes denied telling any of the on-duty officers to leave the scene, but even if he and the other off-duty officers did not actively dissuade the on-duty officers from providing police service, their presence and overall behavior while the on-duty officers were on the scene and directly prior to their arrival impeded the victims' chances of obtaining any police service. Moreover, Officer Barnes took no affirmative steps to ensure that police service could be provided to anyone.

The Reporting Investigator recommends that **Officer Barnes** be **Exonerated** regarding **Allegation # 6**, that he failed to complete a Tactical Response Report regarding this incident. While Officer Barnes described [REDACTED] as an aggressor and admitted that he had physical contact with him in response to his actions in his statement to IPRA, this investigation revealed that the victims were not assailants and therefore no Tactical Response Report was required.

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The Reporting Investigator recommends a finding of **Sustained** for **Allegation 7** against **Officer Barnes**, that he engaged in conduct which brought discredit on the Department. Officer Barnes engaged in physical contact with [REDACTED] by pushing him to the floor without justification. Officer Barnes was also on the scene when the on-duty officers arrived and did not tell them about the incident. As indicated above in Allegation 7 for Sgt. Planey, the victims and witnesses observed the on-duty officers have contact with Officer Barnes and subsequently leave the scene without providing police service. Officer Barnes had participated in the physical altercation in the bar, which brought discredit upon the Department.

The Reporting Investigator recommends that **Allegations 1-5** against **Officer Padilla** be given a finding of **Closed – Hold**. Officer Padilla resigned on 19 February 2008 and did not address the allegations against him.

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The Reporting Investigator recommends a finding of **Sustained** for **Allegation 1** against **Officer Matthews**, that he engaged in an improper verbal and/or physical altercation. The video showed that Officer Matthews pulled [REDACTED] from behind prior to Sgt. Planey and Officer Padilla bringing Sgt. Planey to the floor. [REDACTED] described a black male as the person who held him when [REDACTED] tried to assist [REDACTED]. Officer Matthews admitted that he twice pushed an unidentified male into a chair and told him to "stay the fuck down" because the physical altercation was none of his business. He did not know who this person was but believed that he was with the victims. This matches [REDACTED] description of a black male who held him back when [REDACTED] tried to assist [REDACTED]. By Officer Matthews' own description, there was nothing in [REDACTED] behavior that justified Officer Matthews' action toward him. Officer Matthews specifically stated that [REDACTED] was not an assailant and merely asked what was going on.

Officer Matthews engaged in very little physical activity during the remainder of the incident. The most significant action he took was when he took the pool cues from the victims and put the pool balls in the table pockets prior to the start of the physical altercation. Officer Matthews' explanation for this action is that he was trying to eliminate any possible weapons in the event that the verbal argument escalated to a physical altercation. Although the witness statements and video evidence indicate that there was nothing more than a minor argument occurring between the victims and the officers at this point, Officer Matthews correctly anticipated the physical fight and cannot be faulted for trying to protect himself and the other officers.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 2** against **Officer Matthews**, that he was in possession of a firearm that was not registered to him in violation of General Order 07-01. Officer Matthews admitted that he took Officer Powers' weapon from him. He related that he took the weapon because Officer Powers was in an emotional state. Officer Matthews related that he unloaded the weapon under the cover of Officer Powers' sweater and put the weapon and bullets in his own pockets. Officer Matthews then kept the gun on his person until he went home. Officer Matthews did not take the weapon out to his car or to any other secure location while the officers were still in the bar. Whether or not Officer Matthews was justified in taking the weapon from Officer Powers, he kept the weapon with him rather than giving it to someone else who would be authorized to have it. Officer Matthews was still on the scene when the on-duty officers arrived, but he did not give the weapon to any of them.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 3** against **Officer Matthews**, that he failed to report information concerning a crime or other unlawful actions. Officer Matthews was present when the on-duty officers arrived on the scene, but he did not tell them about what happened inside the bar. As noted above for Allegation 4 against Officer Barnes, the physical altercation inside and outside the bar amounted to, at the least, Disorderly Conduct. Officer Matthews had an obligation to report this crime to the police, but he did not do so. Officer Matthews had an opportunity to report the incident

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 4** against **Officer Matthews**, that he failed to report a fellow officer's misconduct. Officer Matthews related to IPRA that he did not observe many of the details of the physical altercation. For example, he related that saw [REDACTED] on the floor and saw several officers standing around him, but did not know how

█████ got on the floor. The video, however, shows that Officer Matthews engaged in physical contact with █████ by pulling him backward at the beginning of the physical altercation. Officer Matthews also related that he did not recall whether any of the officers had physical contact with any of the victims in the vestibule. The video, however, shows an incident occurring in the vestibule and Officer Matthews leading Officer Woosley out of the vestibule. All the other officers, █████ and █████ describe a physical altercation in the vestibule. The evidence is thus clear that at the time of the incident Officer Matthews must have been aware of that altercation. Officer Matthews would and should have reported the other officers' actions. Officer Matthews related that he spoke to Lt. █████ about the incident at work the next day. When Lt. █████ asked the officers what happened at the bar, the officers informed him that they verbally defended Officer Powers against taunting and that "some pushing happened." Officer Matthews had a duty to fully report the incident to his superiors and to prepare a report documenting his observations, not to merely gloss over the details in an effort to hide what really happened.

The Reporting Investigator recommends a finding of **Unfounded** for **Allegation 5** against **Officer Matthews**, that he unnecessarily displayed a weapon. Officer Matthews denied that he showed Officer Powers' weapon to anyone in the bar. The video shows Officer Matthews lift Officer Powers' sweater to show something to Officer Woosley, but it does not clearly show that the object was a gun. Officer Woosley did not know what the object was and denied ever seeing the gun. None of the victims or witnesses reported seeing the weapon at any point.

The Reporting Investigator recommends that **Officer Matthews** be **Exonerated** regarding **Allegation 6**, that he failed to complete a Tactical Response Report regarding this incident. Officer Matthews related that he did not complete a TRR because he did not feel one was necessary. Officer Matthews admitted that he pushed the unknown male into a chair, but Officer Matthews related that the person was not an assailant. The investigation revealed that the unknown male was not an assailant and therefore no report was required.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 7** against **Officer Matthews**, that he engaged in conduct which brought discredit on the Department. Prior to the onset of the physical altercation, Officer Matthews cleared the pool table of the balls that were in play. None of the bar employees asked Officer Matthews for assistance in dealing with the victims. In fact, the employees reported that they had given the victims permission to finish their game before leaving the bar. After the fight began, Officer Matthews participated by pushing █████ when █████ tried to find out what was happening with his friends. These actions and Officer Matthews' presence on the scene while the on-duty officers failed to provide police service brought discredit upon the Department.

The Reporting Investigator recommends a finding of **Unfounded** for **Allegation 1** against **Officer Kereakes**, that he physically maltreated [REDACTED] and/or [REDACTED] Officer Barnes recalled seeing Officer Kereakes swing at someone in the vestibule, but Officer Kereakes related that the only physical contact he had with anyone in that area was to push down the arms of the victims who were flailing their arms. None of the victims or witnesses identified Officer Kereakes as one of the assailants during that portion of the fight and there is no evidence that Officer Kereakes had any unjustified physical contact with any of the victims during the incident.

The Reporting Investigator recommends a finding of **Unfounded** for **Allegation 2** against **Officer Kereakes**, that he engaged in an improper verbal and/or physical altercation. The video recording does not show Officer Kereakes engage in any physical contact with any of the victims inside the bar. Indeed, he is the only officer who appeared to try to remove Officer Powers from the situation before the physical altercation began. The video shows that Officer Kereakes spoke to the victims prior to the physical fight, but there is no indication that this conversation was improper.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 3** against **Officer Kereakes**, that he failed to report information concerning a crime or other unlawful actions. As explained above for Allegation 4 against Officer Barnes, this physical altercation amounted to Disorderly Conduct. Officer Kereakes was certainly aware that the physical altercation had taken place. Officer Kereakes was not on the scene when the on-duty officers arrived and may not have even known that on-duty officers were called to the scene. Officer Kereakes had a responsibility to report the altercation to the police and did not do so.

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The Reporting Investigator recommends a finding of **Sustained** for **Allegation 4** against **Officer Kereakes**, that he failed to report a fellow officer's misconduct. Officer Kereakes observed the other off-duty officer engage in an argument with the victims that led to a physical altercation, during which he saw Officer Padilla on the floor with [REDACTED] Officer Kereakes related that he later called his superiors to make sure they were aware of the situation but he only did so after Sgt. Planey talked to them. Officer Kereakes did not comply with Department rules and regulations that required him to report a fellow officer's misconduct and to prepare a report documenting his observations.

The Reporting Investigator recommends a finding of **Unfounded** for **Allegation 5** against **Officer Kereakes**, that he engaged in conduct which brought discredit on the Department. Officer Kereakes did not actively engage in the physical altercation in the bar and actually tried to remove Officer Powers from the bar prior to the fight. After the fight was over, Officer Kereakes left the scene with Officer Powers. Officer Kereakes' misconduct in failing to make proper notifications about this incident did not bring any further discredit upon the Department.



The Reporting Investigator recommends a finding of **Sustained** for **Allegation 1** against **Officer Woosley**, that she failed to report information concerning a crime or other unlawful actions. Officer Woosley observed the Disorderly Conduct that occurred in the bar but did not report it to the police. Like Officer Kereakes, Officer Woosley was not on the scene when the on-duty officers arrived and may not have even known that they had been called to the scene. Officer Woosley had a responsibility to report the altercation to the police and did not do so.

The Reporting Investigator recommends a finding of **Sustained** for **Allegation 2** against **Officer Woosley**, that she failed to report a fellow officer's misconduct. Officer Woosley reported to IPRA that she observed Sgt. Planey engage in a pushing match with [REDACTED] and observed Officer Padilla pull [REDACTED] to the ground. Officer Woosley did not provide any justification for these actions. She also observed the physical altercation inside the vestibule, although she related that she did not know exactly what transpired. Officer Woosley was obligated to report this incident to her superiors and prepare a report documenting what she knew about it. She related that she told her sergeant that she had been present for the incident but was not involved in the altercation. She did not report any further information about it. Officer Woosley failed to adequately fulfill her obligation to fully report the incident.

The Reporting Investigator recommends a finding of **Unfounded** for **Allegation 3** against **Officer Woosley**, that she engaged in conduct which brought discredit on the Department. Like Officer Kereakes, Officer Woosley did not actively engage in the physical altercation in the bar. After the fight was over, Officer Woosley left the scene with Officer Padilla and was not present when the on-duty officers arrived. Officer Woosley's misconduct in failing to make proper notifications about this incident did not bring any further discredit upon the Department.

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**FINDINGS:**

**Accused #1**                      **Sergeant Jeffery Planey, #1411, Unit 008**

**Allegation #1**                      **Sustained** – Violation of Rule 8, “Disrespect to or maltreatment of any person, while on or off duty,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Sergeant Jeffery Planey, #1411, Unit 008, physically maltreated [REDACTED] when he pulled [REDACTED] and [REDACTED] to the floor and pushed [REDACTED] against the wall inside and outside of the bar.

**Allegation #2**                      **Sustained** – Violation of Rule 9, “Engaging in an unjustified verbal or physical altercation with any person, while on or off duty,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Sergeant Jeffery Planey, #1411, Unit 008, did engage in an unjustified verbal and physical altercation when he pulled [REDACTED] and [REDACTED] to the floor and pushed [REDACTED] against the wall inside and outside of the bar.

**Allegation #3**                      **Sustained** – Violation of Rule 21, “Failure to report promptly to the Department any information concerning any crime or other unlawful action,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Sergeant Jeffery Planey, #1411, Unit 008, failed to report information concerning a crime that occurred at that address.

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**Allegation #4**                      **Sustained – Count 1** – Violation of Rule 6, “Disobedience of any order or directive, whether written or oral,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Sergeant Jeffery Planey, #1411, Unit 008, failed to follow the provisions of General Order 93-03-02B when he failed to submit a written report regarding this incident.

**Sustained – Count 2** – Violation of Rule 22, “Failure to report to the Department any violation of Rules and Regulations or any other improper conduct which is contrary to the policy, orders or directives of the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Sergeant Jeffery Planey, #1411, Unit 008, failed to report a fellow officer’s misconduct.

**Allegation #5**                      **Sustained** – Violation of Rule 2, “Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Sergeant Jeffery Planey, #1411, Unit 008, prevented [REDACTED] and [REDACTED] from obtaining police assistance, therefore impeding the Department’s efforts to achieve its policy and goals.

**Allegation #6**

**Exonerated**

**Allegation #7**

**Sustained – Count 1** – Violation of Rule 2, “Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Sergeant Jeffery Planey, #1411, Unit 008, by engaging in an improper altercation and preventing the victims from obtaining police assistance, did bring discredit upon the Department.

**Sustained – Count 2** – Violation of Rule 3, “Any failure to promote the Department’s efforts to implement its policy or accomplish its goals,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Sergeant Jeffery Planey, #1411, Unit 008, by engaging in an improper altercation and preventing the victims from obtaining police assistance, did bring discredit upon the Department.

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**Accused #2**                      **Officer Paul Powers, #12253, Unit 014**

**Allegation #1**                      **Not Sustained**

**Allegation #2**                      **Sustained** – Violation of Rule 9, “Engaging in an unjustified verbal or physical altercation with any person, while on or off duty,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Paul Powers, #12253, Unit 014, did engage in an unjustified verbal and physical altercation when he “exchanged words” with [REDACTED] that were “not pleasant” and called him names.

**Allegation #3**                      **Sustained** – Violation of Rule 6, “Disobedience of an order or directive, whether written or oral,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Paul Powers, #12253, Unit 014, failed to follow the provisions of General Order 07-01 when he was in possession of a firearm while consuming alcohol.

**Allegation #4**                      **Sustained** – Violation of Rule 10, “Inattention to duty,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Paul Powers, #12253, Unit 014, failed to maintain control of his weapon.

**Allegation #5**                      **Sustained** – Violation of Rule 21, “Failure to report promptly to the Department any information concerning any crime or other unlawful action,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Paul Powers, #12253, Unit 014, failed to report information concerning a crime that occurred at that address.

**Allegation #6**                      **Sustained – Count 1** – Violation of Rule 6, “Disobedience of any order or directive, whether written or oral,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Paul Powers, #12253, Unit 014, failed to follow the provisions of General Order 93-03-02B when he failed to submit a written report regarding this incident.

**Sustained – Count 2** – Violation of Rule 22, “Failure to report to the Department any violation of Rules and Regulations or any other improper conduct which is contrary to the policy, orders or directives of the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Paul Powers, #12253, Unit 014, failed to report a fellow officer’s misconduct.

**Allegation #7**                      **Sustained** – Violation of Rule 2, “Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Paul Powers, #12253, Unit 014, by

engaging in an unjustified verbal altercation with [REDACTED] did bring discredit upon the Department.

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**Accused #3**                      **Officer Gregory Barnes, #18855, Unit 153**

**Allegation #1**                      **Sustained** – Violation of Rule 8, “Disrespect to or maltreatment of any person, while on or off duty,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Gregory Barnes, #18855, Unit 153, physically maltreated [REDACTED] when he pushed him to the floor.

**Allegation #2**                      **Sustained** – Violation of Rule 9, “Engaging in an unjustified verbal or physical altercation with any person, while on or off duty,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Gregory Barnes, #18855, Unit 153, did engage in an unjustified verbal and physical altercation when he pushed [REDACTED] to the floor.

**Allegation #3**                      **Sustained** – Violation of Rule 21, “Failure to report promptly to the Department any information concerning any crime or other unlawful action,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Gregory Barnes, #18855, Unit 153, failed to report information concerning a crime that occurred at that address.

**Allegation #4**                      **Sustained – Count 1** – Violation of Rule 6, “Disobedience of any order or directive, whether written or oral,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Gregory Barnes, #18855, Unit 153, failed to follow the provisions of General Order 93-03-02B when he failed to submit a written report regarding this incident.

**Sustained – Count 2** – Violation of Rule 22, “Failure to report to the Department any violation of Rules and Regulations or any other improper conduct which is contrary to the policy, orders or directives of the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Gregory Barnes, #18855, Unit 153, failed to report a fellow officer’s misconduct.

**Allegation #5**                      **Sustained** – Violation of Rule 2, “Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Gregory Barnes, #18855, Unit 153, prevented [REDACTED] and [REDACTED] from obtaining police assistance, therefore impeding the Department’s efforts to achieve its policy and goals.

**Allegation #6**                      **Exonerated**

**Allegation #7**

**Sustained** – Violation of Rule 2, “Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Gregory Barnes, #18855, Unit 153, by engaging in an unjustified physical altercation with [REDACTED] and preventing the victims from obtaining police assistance, did bring discredit upon the Department.

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<b>Accused #4</b>	<b>Officer Matias Padilla, #1183, Unit 013</b>
<b>Allegation #1</b>	<b>Closed – Hold</b>
<b>Allegation #2</b>	<b>Closed – Hold</b>
<b>Allegation #3</b>	<b>Closed – Hold</b>
<b>Allegation #4</b>	<b>Closed – Hold</b>
<b>Allegation #5</b>	<b>Closed – Hold</b>

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**Accused #5**                      **Officer Vincent Matthews, #7650, Unit 013**

**Allegation #1**                      **Sustained** – Violation of Rule 9, “Engaging in an unjustified verbal or physical altercation with any person, while on or off duty,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Vincent Matthews, #7650, Unit 013, did engage in an unjustified verbal and physical altercation when he pushed [REDACTED]

**Allegation #2**                      **Sustained** – Violation of Rule 6, “Disobedience of an order or directive, whether written or oral,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Vincent Matthews, #7650, Unit 013, failed to follow the provisions of General Order 07-01 when he was in possession of a firearm that was not registered to him.

**Allegation #3**                      **Sustained** – Violation of Rule 21, “Failure to report promptly to the Department any information concerning any crime or other unlawful action,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Vincent Matthews, #7650, Unit 013, failed to report information concerning a crime that occurred at that address.

**Allegation #4**                      **Sustained – Count 1** – Violation of Rule 6, “Disobedience of any order or directive, whether written or oral,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Vincent Matthews, #7650, Unit 013, failed to follow the provisions of General Order 93-03-02B when he failed to submit a written report regarding this incident.

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**Sustained – Count 2** – Violation of Rule 22, “Failure to report to the Department any violation of Rules and Regulations or any other improper conduct which is contrary to the policy, orders or directives of the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Vincent Matthews, #7650, Unit 013, failed to report a fellow officer’s misconduct.

**Allegation #5**                      **Unfounded**

**Allegation #6**                      **Exonerated**

**Allegation #7**                      **Sustained** – Violation of Rule 2, “Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Vincent Matthews, #7650, Unit 013, by pushing [REDACTED] did bring discredit upon the Department.

**Accused #6**                      **Officer Demetrios Kereakes, #6481, Unit 314/393**

**Allegation #1**                      **Unfounded**

**Allegation #2**                      **Unfounded**

**Allegation #3**                      **Sustained** – Violation of Rule 21, “Failure to report promptly to the Department any information concerning any crime or other unlawful action,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Demetrios Kereakes, #6481, Unit 314/393, failed to report information concerning a crime that occurred at that address.

**Allegation #4**                      **Sustained – Count 1** – Violation of Rule 6, “Disobedience of any order or directive, whether written or oral,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Demetrios Kereakes, #6481, Unit 314/393, failed to follow the provisions of General Order 93-03-02B when he failed to submit a written report regarding this incident.

**Sustained – Count 2** – Violation of Rule 22, “Failure to report to the Department any violation of Rules and Regulations or any other improper conduct which is contrary to the policy, orders or directives of the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Demetrios Kereakes, #6481, Unit 314/393, failed to report a fellow officer’s misconduct.

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**Allegation #5**                      **Unfounded**

**Accused #7**                      **Officer Erika Woosley, #7190, Unit 012**

**Allegation #1**                      **Sustained** – Violation of Rule 21, “Failure to report promptly to the Department any information concerning any crime or other unlawful action,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Erika Woosley, #7190, Unit 012, failed to report information concerning a crime that occurred at that address.

**Allegation #2**                      **Sustained – Count 1** – Violation of Rule 6, “Disobedience of any order or directive, whether written or oral,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Erika Woosley, #7190, Unit 012, failed to follow the provisions of General Order 93-03-02B when she failed to submit a written report regarding this incident.

**Sustained – Count 2** – Violation of Rule 22, “Failure to report to the Department any violation of Rules and Regulations or any other improper conduct which is contrary to the policy, orders or directives of the Department,” in that on 15 December 2006, at approximately 0345 hours, at 325 N. Jefferson, the accused, Officer Erika Woosley, #7190, Unit 012, failed to report a fellow officer’s misconduct.

**Allegation #3**                      **Unfounded**

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Investigator Shannon Hayes, #137, IPRA



Supervisor Bruce Dean, #016, IPRA

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